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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JANUARY 6, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING

ITEM A Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 87-310. The appellant, John Bremner, had appealed the conditions imposed by the Zoning Administrator on October 13, 1987, on a Health Department permit for a retail bakery at 40 Clement Street. On December 9, 1987, upon motion of Commissioner Fung, the Board voted 4-0 to delete the Zoning Administrator's conditions. (Vice President Engmann was absent from the hearing.)

ITEM B Letter from Ellen Mendelson requesting rehearing of Appeal No. 87-318. The appellant had protested the issuance of a permit to alter a building at 481 Bella Vista Way. On December 9, 1987, upon motion of Commissioner Fung, the Board voted 4-0 to uphold the department and grant the permit. (Vice-President Engmann was absent.)

ITEM C Letter from Robert M. Cassel requesting a rehearing of Appeal No. 87-329. The appellant, Robert M. Cassel, had protested the issuance of a demolition permit for a building at 2747 Vallejo Street. On December 2, 1987, upon motion of President Berg, the Board voted 5-0 to uphold the department and grant the permit.

ITEM D Letter from Robert M. Cassel requesting a rehearing of Appeal No. 87-295. The appellant, Robert M. Cassel, had protested the issuance of a permit to erect a structure at 2747 Vallejo Street. On December 2, 1987, upon motion of President Berg, the Board voted 5-0 to uphold the department and grant the permit.

ITEM E Letter from the San Francisco Building & Construction Trades Council requesting rehearing on Appeals Nos. 87-296, 87-297, 87-298, 87-299 and 87-300. The appellant had protested the issuance of permits for construction at 360 Fillmore Street, 338 Fillmore Street, 352 Fillmore Street, 346 Fillmore Street, and 330 Fillmore Street. On December 2, 1987, upon motion of Commissioner Fung, the Board voted 5-0 to uphold the department and grant the permits.

ITEM F Letter from Lois Behnke, President of American Canvas Products, on behalf of appellants William & Trudy Drypolcher, requesting rehearing of Appeal No. 87-323. The appellants protested the Zoning Administrator's order to cease violation of the Planning Code for property located at 4200-17th Street. On December 16, 1987, upon motion of President Berg, the Board voted 4-0 to uphold the Zoning Administrator's Order. (Commissioner Jackson was absent.)

ITEM G Letter from Paul Zentner requesting the Board to take Jurisdiction over building permit issued for construction of building at 938 Santiago Street.

Permit issued	November 30, 1987
Appeal period ended	December 10, 1987
Request for jurisdiction received	December 23, 1987

FOR ADOPTION OF FINDINGS ONLY. Public hearing closed (ITEM H only).

ITEM H Appeals Nos. 87-145 and 87-146. Permits to erect structures at 250-19th Avenue and 251-18th Avenue. Hearing held December 9, 1987. On motion to uphold department's revocation by Vice President Engmann, the Board voted 4-1 (Commissioner Jackson to overrule) to uphold the department.

ITEM I Letter from John Lane concerning findings for Appeal No. 87-171. On November 18, 1987, the Board voted 5-0 to overrule the Planning Commission and grant alteration permit for a rooftop addition to Dave Rawson of 2744 Green Street. On December 2, 1987, the Board adopted findings in this matter, 5-0.

ITEM J Letter from C.A. Taylor requesting the Board to take Jurisdiction over projects at 700 Persia/503 Vienna. Building permits for housing at 501, 503 and 505 Vienna were issued on December 4, 1987. The permits were not appealed. The last day to appeal them was December 14, 1987.

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ADDENDUM ITEMS (Continued)

ITEM K Letter from John J. Murphy requesting rehearing of Appeal No. 87-321. The appellant had protested the issuance of a permit to erect a structure at 201 Montcalm Street. On December 16, 1987, upon motion of President Berg, the Board voted 4-0 to uphold the department and grant the permit. (Commissioner Jackson was absent.)

2)	LOREN A. DRAZNIN, Appellant vs. POLICE DEPT., Respondent	**APPEAL NO. 87-327** [Denial on November 10, 1987, [of Driver Public Vehicle permit. [FOR HEARING TODAY. (12/30)
3)	DON MC CLELLAND, Appellant vs. DEPT. PUBLIC WORKS, Respondent	**APPEAL NO. 87-343** [Appealing for refund [of penalty imposed on [November 18, 1987, for [work done at 80 Pierce Street. [APPLICATION NO. 8713804. [FOR HEARING TODAY. (1/11)
4A)	DON D. DURHAM, Appellant vs. ZONING ADMINISTRATOR, Respondent	**APPEAL NO. 87-016** [Order to Cease Violation [of the Planning Code dated [January 16, 1987, for property [located at 405 24th Avenue. [FOR HEARING TODAY. (3/31)
4B)	DON D. DURHAM, Appellant vs. ZONING ADMINISTRATOR, Respondent	**APPEAL NO. 87-071** [Order to Cease Violation [of the Planning Code dated [March 13, 1987, for properties [located at 2301 Clement Street, [2315 Clement Street and [2309 Clement Street. [FOR HEARING TODAY. (5/2)
5)	WOON HING LEE, Appellant vs. ZONING ADMINISTRATOR, Respondent	**APPEAL NO. 87-265** [Order to Cease and Desist [on September 18, 1987, from [the use and the violations [at 3164 Sacramento Street. [(Dry Cleaning Processing [Operation). [FOR HEARING TODAY. (11/7)
6)	WILLIAM SIMPICH, Appellant vs. ZONING ADMINISTRATOR, Respondent	**APPEAL NO. 87-281** [Determination on [September 28, 1987, that the [Department of City Planning [would not accept a variance [application for property at [1019 Ashbury Street. [FOR HEARING TODAY. (11/17)
7)	DANIEL BACON, Appellant vs. DEPT. PUBLIC WORKS, Respondent CITY PLANNING APPROVAL	**APPEAL NO. 87-326** [Protesting issuance on [November 13, 1987, to [Fred Cohen and Carolyn [Klebanoff, permit to [Erect a Structure at [767 Rhode Island Street. [APPLICATION NO. 8705897. [FOR HEARING TODAY. (12/30)

APPEAL NO. 87-328

(8) ALBERT E. BENJAMIN, JR. & CAROL E. GAMBLE, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 13, 1987, to
[Nelson C. Barry III, permit
[to Alter a Building at
[32 Sussex Street.
[APPLICATION NO. 8704574.
[FOR HEARING TODAY. (1/2)

APPEAL NO. 87-333

(9) NEIL D. CHAITIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 12, 1987, to
[Peter & Deborah Magowan,
[permit to Alter a Building
[at 2760 Divisadero Street.
[APPLICATION NO. 8714061.
[FOR HEARING TODAY. (1/2)

APPEAL NO. 87-335

(10) LOURDAN KIMBRELL & CHARLES DUMENIL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 16, 1987, to
[Franklin Scarlatia, permit
[to Alter a Building at
[1009 Guerrero Street.
[APPLICATION NO. 8711545.
[FOR HEARING TODAY. (1/9)

APPEAL NO. 87-342

(11) MILTON MURAYAMA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 25, 1987, to
[G/B Contractors, permit to
[Erect a Structure at
[5575 Diamond Heights Blvd.
[APPLICATION NO. 8702560.
[FOR HEARING TODAY. (1/10)

APPEAL NO. 87-334

(12) CARL H. ERNST, JR., Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Order to Cease Violation
[of the Planning Code dated
[November 20, 1987, for
[property located at
[889-891 Vermont Street.
[FOR HEARING TODAY. (1/9)

13) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

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MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
JOSE E. MEDINA	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER

BOARD OF PERMIT APPEALS RULES, ARTICLE I, SECTION 5

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The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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Room 154-A
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JANUARY 13, 1988
5:00 P.M., ROOM 282, CITY HALL

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1) MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR REHEARING

ITEM A Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 86-194. The appellant, Frederick Schwartz, had appealed the denial of permit to alter a building at 60, 62, 62½ Carmelita Street. On December 9, 1987, upon motion of Vice-President Engmann, the Board voted 4-1 (Jackson) to uphold the department and deny the permit subject to conditions allowing the present tenant to remain for ten years.

REQUESTS FOR THE BOARD TO TAKE JURISDICTION BEYOND THE 10-DAY APPEAL PERIOD

ITEMS B, C, AND D Letters from Jack L. Blinzler, Marilyn Mir, Michael and Linda Clark requesting the Board to take Jurisdiction over building permit issued for construction at 35 Hillcrest Court.

Permit issued	December 2, 1987
Appeal period ended	December 14, 1987
Request for jurisdiction received	January 6, 1988 (Blinzler & Clark)
	January 7, 1988 (Mir)

APPEAL NO. 87-227

(2) JIM ILNICKI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 7, 1987, to
[Jose Murrillo, permit
[to Erect a Structure
[at 220 Peralta Street.
[APPLICATION NO. 8504983.
[FOR REHEARING TODAY. (9/23)

APPEAL NO. 87-364

(3) SHELDON H. SUSKAUER, &
BARBARA J. DWYER, Appellants
vs.
DEPT PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed on
[December 15, 1987, for
[work at 170 Bonview St.
[APPLICATION NO. 8717558.
[FOR HEARING TODAY. (1/26)

APPEAL NO. 87-336

(4A) SAN FRANCISCO BUILDING &
CONSTRUCTION TRADES COUNCIL,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 19, 1987, to
[Sam Raiter, permit to
[Demolish a Building at
[175 Wood Street.
[APPLICATION NO. 8712505.
[FOR HEARING TODAY. (1/9)

APPEAL NO. 87-337

(4B) SAN FRANCISCO BUILDING &
CONSTRUCTION TRADES COUNCIL,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 19, 1987, to
[Sam Raiter, permit to
[Erect a Structure at
[175 Wood Street.
[APPLICATION NO. 8712506.
[FOR HEARING TODAY. (1/9)

(5) SAN FRANCISCO BUILDING & CONSTRUCTION TRADES COUNCIL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-339
[Protesting issuance on
[November 18, 1987, to
[Luis So, permit to
[Alter a Building at
[3127 Anza Street.
[APPLICATION NO. 8705131.
[FOR HEARING TODAY. (1/9)

(6) SAN FRANCISCO BUILDING & CONSTRUCTION TRADES COUNCIL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-341
[Protesting issuance on
[November 19, 1987, to
[Yori Gerzoy, permit to
[Demolish a Building at
[218-18th Avenue.
[APPLICATION NO. 8708859.
[FOR HEARING TODAY. (1/9)

(7) SAN FRANCISCO BUILDING & CONSTRUCTION TRADES COUNCIL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-349
[Protesting issuance on
[November 25, 1987, to
[Mel Murphy, permit to
[Erect a Structure at
[1259 Oak Street.
[APPLICATION NO. 8707230.
[FOR HEARING TODAY. (1/16)

(8) CHARLES M. VADALABENE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-345
[Protesting issuance on
[November 30, 1987, to
[Nadine & Harry Wright,
[permit to Erect a Structure
[at 938 Santiago Street.
[APPLICATION NO. 8711191.
[FOR HEARING TODAY. (1/13)

(9) TIMOTHY ARNSTEIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-347
[Protesting issuance on
[December 1, 1987, to
[Gene Chen, permit to
[Alter a Building at
[1246-1248 Lombard Street.
[APPLICATION NO. 8707809.
[FOR HEARING TODAY. (1/16)

(10) HOWARD & MAUREEN SCHAADT, & JEANNE GOLDMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-348
[Protesting issuance on
[November 25, 1987, to
[Diane Mei-Ling So, permit
[to Alter a Building at
[1836 Pacheco Street.
[APPLICATION NO. 8710849.
[FOR HEARING TODAY. (1/16)

11) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
Executive Director
(415) 554-6720

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JANUARY 20, 1988
5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

FOR ADOPTION OF FINDINGS ONLY. Public hearing closed.

ITEM A Appeals Nos. 87-198, 87-199, and 87-200. Revocation of permits to operate three motorized Rickshaws. Hearing held on December 9, 1987. Upon motion to overrule the department's revocation by Commissioner Jackson, the Board voted 3-2 (Berg and Engmann) to overrule the department and reinstate the permits. Four votes are needed to overrule. The department was upheld and the permits revoked.

REQUEST FOR REHEARING.

ITEM B Letter from Loren Draznin requesting rehearing of Appeal No. 87-327. The appellant had protested denial of permit to drive a public vehicle. Hearing held January 6, 1988. Upon motion to uphold the department's denial by Commissioner Fung, the Board voted 3-1 (Engmann) to uphold the department and deny the permit. (Commissioner Jackson was absent.)

REQUEST FOR THE BOARD TO TAKE JURISDICTION BEYOND THE 10-DAY APPEAL PERIOD.

ITEM C Letter from Phyllis Schrobsddorff requesting the Board to take Jurisdiction over the Zoning Administrator's denial of a variance for property at 182 Arguello Boulevard.

Denial letter dated	December 1, 1987
Appeal period ended	December 11, 1987
Request for jurisdiction received	January 12, 1988

ITEM D Letter from John and Lillian Kramer requesting the Board to take Jurisdiction over building permits issued for construction at 35 Hillcrest Court and 9 Hillcrest Court.

Permits issued	(35 Hillcrest Court)	December 2, 1987
	(9 Hillcrest Court)	December 23, 1987
Appeal period ended	(35 Hillcrest Court)	December 14, 1987
	(9 Hillcrest Court)	January 4, 1988
Request for jurisdiction received		January 13, 1988

APPEAL NO. 87-342

(2) MILTON MURAYAMA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 25, 1987, to
[G/B Contractors, permit to
[Erect a Structure at
[5575 Diamond Heights Boulevard.
[APPLICATION NO. 8702560.
[FOR FURTHER HEARING TODAY. (1/10)

APPEAL NO. 87-348

(3) HOWARD & MAUREEN SCHAADT,
& JEANNE GOLDMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 25, 1987, to
[Diane Mei-Ling So, permit
[to Alter a Building at
[1836 Pacheco Street.
[APPLICATION NO. 8710849.
[FOR FURTHER HEARING TODAY. (1/16)

APPEAL NO. V87-271

(4) KENNETH M. HOWARD, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting issuance on
[September 22, 1987, to
[Aquatic Park Investors,
[Rear Yard and Usable Open
[Space Variances sought
[for property located at
[834-848 North Point Street.
[VARIANCE CASE NO. 87.265V.
[FOR REHEARING TODAY. (11/11)

APPEAL NO. 87-358

(5) CINDY J. WASELESKI, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on
[December 9, 1987, of
[Driver Public Vehicle
[permit.
[FOR HEARING TODAY. (1/20)

APPEAL NO. 87-324

(6) WILLIAM CHU, Appellant
vs.
DEPT. PUBLIC HEALTH, Respondent
FIRE DEPT. APPROVAL
CITY PLANNING DISAPPROVAL

[Denial on November 9, 1987,
[of permit to operate a
[Rice Storage Warehouse
[at 531 Jessie Street.
[FOR HEARING TODAY. (12/28)

APPEAL NO. 87-350

(7) ERICA COWAN & JOAN FLORENCE, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 30, 1987, to
[Neil Cotter, permit to
[Erect a Structure at
[1254 18th Avenue.
[APPLICATION NO. 8708695.
[FOR HEARING TODAY. (1/17)

APPEAL NO. 87-351

(8) THE TENANTS,
c/o PENNY BROGDEN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 30, 1987, to
[Grant Green Partnership
[permit to Alter a Building
[at 1416 Grant Avenue.
[APPLICATION NO. 8713104.
[FOR HEARING TODAY. (1/17)

APPEAL NO. 87-352

(9) LOUIS J. ARTAL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 30, 1987, to
[to Paul Walti, permit
[to Alter a Building at
[275 Burnett Avenue.
[APPLICATION NO. 8715536.
[FOR HEARING TODAY. (1/17)

APPEAL NO. 87-355

(10) TIM MOLINARE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 2, 1987, to
[Pedro Rivera, permit to
[Erect a Structure at
[144 Cortland Street.
[APPLICATION NO. 8610446.
[FOR HEARING TODAY. (1/19)

APPEAL NO. 87-357

(11) JOHN J. MURPHY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 4, 1987, to
[Cooke & McCann, permit
[to Erect a Structure
[at 207 Montcalm Street.
[APPLICATION NO. 8707500.
[FOR HEARING TODAY. (1/20)

APPEAL NO. 88-001

(12) WILLIAM C. JOHNS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 22, 1987, to
[Northpoint Investors,
[permit to Alter a Building
[at 2351 Powell Street.
[APPLICATION NO. 8716586.
[FOR HEARING TODAY. (2/13)

(13) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

(14) Annual election of Officers.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

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BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JANUARY 27, 1988
5:00 P.M., ROOM 282, CITY HALL

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) REQUEST FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING:

ITEM A Letter from Carl H. Ernst, Jr. requesting rehearing of Appeal No. 87-334. The appellant had appealed the order of the Zoning Administrator to Cease Violation of the Planning Code for property located at 889-891 Vermont Street. On January 6, 1988, upon motion of President Berg, the Board voted 4-0 to uphold the Zoning Administrator's order. Commissioner Jackson was absent.

ITEM B Letter from Paul M. Marigonda, Esq., on behalf of Lourdan Kimbrell and Charles Dumenil, requesting rehearing of Appeal No. 87-335. The appellants had appealed the issuance to Dr. Franklin Scarlata of a permit to alter a building at 1009 Guerrero Street On January 6, 1988, the Board voted 4-0 to uphold the department and grant the permit. Commissioner Jackson was absent.

FOR ADOPTION OF FINDINGS ONLY. Public hearing closed.

ITEM C Appeals Nos. 87-198, 87-199, and 87-200. Revocation of permits to operate three motorized Rickshaws. Hearing held on December 9, 1987. Upon motion to overrule the department's revocation by Commissioner Jackson, the Board voted 3-2 (Berg and Engmann) to overrule the department and reinstate the permits. Four votes are needed to overrule. The department was upheld and the permits revoked.

APPEAL NO. 87-227

JIM ILNICKI, Appellant
) vs.
DEPT PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 7, 1987, to
[Jose Murrillo, permit
[to Erect a Structure
[at 220 Peralta Street.
[APPLICATION NO. 8504983.
[FOR REHEARING TODAY. (9/23)

APPEAL NO. 87-322

MINNIE SWARTZ & LIBBY GROSS,
) vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 6, 1987, to
[Shigeo Katsuyama, permit
[to Alter a Building at
[2506-16th Avenue.
[APPLICATION NO. 8700394.
[FOR FURTHER HEARING TODAY. (12/26)

APPEAL NO. 87-285

GERDA KAINZ, Appellant
4) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 29, 1987, to
[William Spiers, permit
[to Erect a Structure at
[216 Roosevelt Way.
[APPLICATION NO. 8615272.
[FOR HEARING TODAY. (11/18)

APPEAL NO. 87-286

GERDA KAINZ, Appellant
3) vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[September 29, 1987, to
[John Lau, permit to
[Alter a Building at
[218 Roosevelt Way.
[APPLICATION NO. 8712603.
[FOR HEARING TODAY. (11/18)

APPEAL NO. 87-333

NEIL D. CHAITIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 12, 1987, to
[Peter & Deborah Magowan,
[permit to Alter a Building
[at 2760 Divisadero Street.
[APPLICATION NO. 8714061.
[FOR HEARING TODAY. (1/2)

APPEAL NO. 87-359

PATRICIA ARMSTRONG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on December 1, 1987,
[of permit to Alter a Building
[at 161 Prentiss Street.
[APPLICATION NO. 8713534.
[FOR HEARING TODAY. (1/20)

APPEAL NO. 87-360

INNER SUNSET ACTION COMMITTEE,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 1, 1987, to
[Frank Cafferkey, permit to
[Demolish a Building
[at 1254 17th Avenue.
[APPLICATION NO. 8713056.
[FOR HEARING TODAY. (1/20)

APPEAL NO. 87-361

ELIZABETH BURTON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 4, 1987, to
[Michael Joyce, permit to
[Erect a Structure at
[709 Foerster Street.
[APPLICATION NO. 8713357.
[FOR HEARING TODAY. (1/23)

APPEAL NO. 87-362

HENRY & LAURA FRANKEL,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 7, 1987 to
[Peter Johnson, permit
[to Alter a Building at
[227 El Camino Del Mar.
[APPLICATION NO. 8713503.
[FOR HEARING TODAY. (1/26)

APPEAL NO. 87-363

GEORGE D. KARALIS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 7, 1987, to
[Peter Johnson, permit
[to Alter a Building at
[227 El Camino Del Mar.
[APPLICATION NO. 8713503.
[FOR HEARING JANUARY 27, 1987. (1/27)

APPEAL NO. 87-365

0) MYRTLE S. ELLIOTT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 11, 1987, to
[Malcolm Cravens, permit
[to Erect a Structure at
[2545 Vallejo Street.
[CPC 86.623D.
[APPLICATION NO. 8604099.
[FOR HEARING TODAY. (1/22)

APPEAL NO. 87-390

1) MICHAEL ACKERMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 21, 1987, to
[Roshani Engineer-Nash,
[permit to Alter a Building
[at 153 Prospect Avenue.
[APPLICATION NO. 8713045.
[FOR HEARING TODAY. (2/6)

2) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER

BOARD OF PERMIT APPEALS RULES, ARTICLE I, SECTION 5

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In the case of protest appeals, the protestants shall speak first.

It shall be the procedure that the time allowed for each side shall not exceed fifteen minutes, or ten minutes per person, whichever is less. If more time is deemed necessary, such arguments must be made in writing, and received by the Board not later than two days before the appointed hearing.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a Commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended February 5, 1986) (Emphasis added)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than two days before the hearing. The Board will not consider written material submitted less than two days before the hearing.

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, FEBRUARY 10, 1988
5:00 P.M., ROOM 282, CITY HALL

1) MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR REHEARING:

ITEM A Letter from Robert W. Passmore, Zoning Administrator, requesting a rehearing of Appeal No. 87-355. The appellant, Tim Molinare, had appealed the issuance on December 2, 1987, to Pedro Rivera, permit to erect a structure at 144 Cortland Avenue. On January 20, 1988, upon motion of Vice President Engmann, the Board voted 3-2 to overrule the dept and deny the permit. Four votes needed to overrule, the permit was granted. (Jackson and Medina dissented.)

ITEM B Letter from Robert A. Jones, Esq. on behalf of the appellant, San Francisco Building and Construction Trades Council, requesting rehearing of Appeal No.87-336 protesting issuance of permit for demolition of a building at 175 Wood Street; Appeal No. 87-337 protesting issuance of permit to erect a structure at 175 Wood Street; Appeal No. 87-339 protesting issuance of permit to alter a building at 3127 Anza Street; and Appeal No. 87-349 protesting issuance of permit to erect a structure at 1259 Oak Street. On January 13, 1988, upon motions of President Berg, the Board voted 5-0 to uphold the department and grant the above noted permits.

ITEM C Letter from William C. Johns requesting rehearing of Appeal No. 88-001. The appellant, Mr. Johns, had protested the issuance of permit to alter a building at 2351 Powell Street. On January 20, 1988, upon motion of President Berg, the Board voted 5-0 to uphold the department and grant the permit.

ITEM D Letter from Louis J. Artal requesting rehearing of Appeal No. 87-352. The appellant, Mr. Artal, protested the issuance of permit to alter a building at 275 Burnett Avenue. On January 20, 1988, upon motion of Commissioner Fung, the Board voted 5-0 to uphold the department and grant the permit.

ITEM E Request from Charles M. Vadalabene requesting rehearing of Appeal No. 87-345. The appellant, Mr. Vadalabene, had protested the issuance of permit to erect a structure at 938 Santiago Street. On January 13, 1988, upon motion of President Berg, the Board voted 5-0 to uphold the department and grant the permit.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM F Appeal No. 87-390. Granting of a permit to alter a building at 153 Prospect Avenue. Hearing held on January 27, 1988. Upon motion of Commissioner Fung the Board voted 5-0 to uphold the department and grant the permit subject to conditions.

APPEAL NO. 87-227

2) JIM ILNICKI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 7, 1987, to
[Jose Murillo, permit
[to Erect a Structure
[at 220 Peralta Street.
[APPLICATION NO. 8504983.
[FOR FURTHER REHEARING TODAY. (9/23)

APPEAL NO. 87-361

3) ELIZABETH BURTON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 4, 1987, to
[Michael Joyce, permit to
[Erect a Structure at
[709 Foerster Street.
[APPLICATION NO. 8713357.
[FOR FURTHER HEARING TODAY. (1/23)

APPEAL NO. 87-362

4A) HENRY & LAURA FRANKEL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 7, 1987, to
[Peter Johnson, permit
[to Alter a Building at
[227 El Camino Del Mar.
[APPLICATION NO. 8713503.
[FOR FURTHER HEARING TODAY. (1/26)

APPEAL NO. 87-363

4B) GEORGE D. KARALIS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 10, 1987, to
[Peter Johnson, permit
[to Alter a Building at
[227 El Camino Del Mar.
[APPLICATION NO. 8713503.
[FOR FURTHER HEARING TODAY. (1/27)

APPEAL NO. 87-392

5) CHONG SULLIVAN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on
[December 22, 1987, of
[of Masseuse permit.
[FOR HEARING TODAY. (2/9)

APPEAL NO. 88-002

6) DANIEL ESQUIVEL, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on December 24, 1987
[of Driver Public Vehicle
[permit.
[(Yellow Cab Company)
[FOR HEARING TODAY. (2/13)

APPEAL NO. 88-003

7) DE ARCH, INC., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on January 4, 1988, of
[permit to Alter a Building at
[472-474 Grove Street.
[APPLICATION NO. 8712745.
[FOR HEARING TODAY. (2/14)

APPEAL NO. 87-371

8) JON TOLSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 15, 1987, to
[Rick Swig, permit to
[Alter a Building at
[175 29th Avenue.
[APPLICATION NO. 8609301.
[FOR HEARING TODAY. (1/31)

APPEAL NO. 87-372

9) JESSIE WEINBERGER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 16, 1987, to
[William Courtney, permit
[to Alter a Building at
[600 Alvarado Street.
[APPLICATION NO. 8716402.
[FOR HEARING TODAY. (1/31)

APPEAL NO. 87-391

10) CARROLL PETERSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 18, 1987, to
[Robert Arndt, permit
[to Alter a Building
[at 2425 Green Street.
[APPLICATION NO. 8716093.
[FOR HEARING TODAY. (2/6)

11) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

12) **DISCUSSION OF FEE SCHEDULE IN LIGHT OF NEW INTERIM CONTROLS.**

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, FEBRUARY 17, 1988
5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

ITEM A RESPONSE TO ALTERNATIVE WRIT OF MANDATE. Appeals Nos. 87-296 through 87-300. Recommendation of City Attorney to vacate and set aside decisions in these five appeals, for the purpose of considering additional written submissions and adopting findings, in response to alternative writ of mandate issued by San Francisco Superior Court. The Board voted 5-0 to uphold the departments and grant the permits on December 2, 1987.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM B Appeal No. 87-371. Granting of a permit to alter a building at 175-29th Avenue. Hearing held on February 10, 1988. Upon motion of President Berg, the Board voted 5-0 to uphold the department and grand the permit.

APPEAL NO. 87-361

ELIZABETH BURTON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 4, 1987, to
[Michael Joyce, permit
[to Erect a Structure
[at 709 Foerster Street.
[APPLICATION NO. 8713357.
[FOR HEARING HEARING TODAY. (1/23)

APPEAL NO. 88-009

THANH MA, Appellant
vs.
DEPT. PUBLIC HEALTH, Respondent
CITY PLANNING APPROVAL
WITH CONDITIONS

[Imposition by Planning
[Dept. on January 6, 1988,
[of condition that no
[wholesale sales are
[permitted from bakery/
[restaurant operated by
[Thanh Ma at 2943 Mission St.
[FOR HEARING TODAY. (2/22)

APPEAL NO. 88-008

SOUTH PARK CAFE, Appellant
vs.
DEPT PUBLIC WORKS, Respondent
ISCOTT DISAPPROVAL

[Denial on December 29, 1987
[of request for placing tables
[and chairs in front of South
[Park Cafe at 109 South Park St.
[FOR HEARING TODAY. (2/20)

APPEAL NO. 88-012

MARIO PALACIO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on January 6, 1988,
[of permit to Alter a Building
[at 1219 5th Ave.
[APPLICATION NO. 8700535.
[FOR HEARING TODAY. (2/24)

APPEAL NO. 87-328

ALBERT E. BENJAMIN, JR. &
CAROL E. GAMBLE, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 13, 1987, to
[Nelson C. Barry III, permit
[to Alter a Building at
[32 Sussex Street.
[APPLICATION NO. 8704574.
[FOR HEARING TODAY. (1/2)

APPEAL NO. 87-344

7) CHARLES M. VADALABENE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 30, 1987, to
[Harry Wright, permit to
[Demolish a Building at
[938 Santiago St.
[APPLICATION NO. 8715716.
[FOR HEARING TODAY. (1/14)

APPEAL NO. 88-020

8) RAYMOND CLARK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 11, 1988, to
[John Houck, permit to
[Alter a Building at
[376 Hill St.
[APPLICATION NO. 8717303.
[FOR HEARING TODAY. (3/1)

APPEAL NO. 88-013

9) EDWARD GAINES AND DAVID MENDIVIL, Appellants
vs.
ZONING ADMINISTRATOR, Respondent

[Order on January 8, 1988,
[to Cease and Desist from
[conducting the two retail
[operations located at
[743-747 Haight St.
[FOR HEARING TODAY. (2/28)

J) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

l) Consideration of department budget for FY1988-89.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, FEBRUARY 24, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

ITEM A Letter from Dr. George Karalis requesting rehearing of Appeal No. 87-363. The appellant had appealed the issuance of a permit to alter a building at 227 El Camino Del Mar. On February 10, 1988, upon motion of Commissioner Fung, the Board voted 5-0 to uphold the department and grant the permit.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM B Appeal No. 88-020. Granting of a permit to alter a building at 376 Hill Street. Hearing held on February 17, 1988. Upon motion of Commissioner Jackson, the Board voted 4-0 to uphold the department and grant the permit.

APPEAL NOS. 87-296 to 87-300

SAN FRANCISCO BUILDING & CONSTRUCTION TRADES COUNCIL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 6, 1987, to
[EJM Construction, permit
[to Erect a Structure at
[330 Fillmore Street,
[at 338 Fillmore Street,
[at 346 Fillmore Street,
[at 352 Fillmore Street,
[& at 360 Fillmore Street.
[APPLICATION NOS. 8705070
[to 8705074.
[REMANDED FROM SUPERIOR COURT.
[FOR REHEARING TODAY. (11/25)

APPEAL NO. 88-009

THANH MA, Appellant
vs.
DEPT. PUBLIC HEALTH, Respondent
CITY PLANNING APPROVAL
WITH CONDITIONS

[Imposition by Planning
[Dept. on January 6, 1988,
[of condition that no
[wholesale sales are
[permitted from bakery/
[restaurant operated by
[Thanh Ma at 2943 Mission St.
[FOR FURTHER HEARING TODAY. (2/22)

APPEAL NO. 87-370

MICHAEL HONG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty on
[December 18, 1987, for work
[done at 50-52 Diamond St.
[APPLICATION NO. 8713961.
[FOR HEARING TODAY. (1/30)

APPEAL NO. 87-222

VAN CAM VO, dba
"HONG KONG MASSAGE",
vs. Appellant
POLICE DEPARTMENT, Respondent

[Revocation on July 31, 1987,
[of Massage Establishment permit
[at 450-B Jones Street.
[FOR REHEARING TODAY. (9/19)

APPEAL NO. 87-369

MARIA PASQUINI, Appellant
vs.
POLICE COMMISSION, Respondent

[Protesting issuance on
[December 18, 1987, to
[Marguerite Mc Gee, a
[Taxicab Permit.
[RESOLUTION NO. 1719-87.
[FOR HEARING TODAY. (1/30)

PHILIP J. FAIGHT, dba
"SCANDALS-A-BAR", Appellant
vs.
POLICE DEPARTMENT, Respondent

APPEAL NO. 87-373

[Denial on December 21, 1987, of
[Billiard Parlor, Dance Hall Keeper,
[Mechanical Amusement Device, and
[Place of Entertainment permits
[at 162 Turk St.
[FOR HEARING TODAY. (1/31)

PHILIP GORDON GIETZEN,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent

APPEAL NO. 88-004

[Denial on January 6, 1988,
[of permit to Alter a Building
[at 2831 Laguna St.
[APPLICATION NO. 8717478.
[FOR HEARING TODAY. (2/15)

GERD WENSKE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

APPEAL NO. 88-005

[Denial on December 28, 1987,
[of permit to Alter a Building
[at 591-593 Buena Vista West.
[APPLICATION NO. 8612956.
[FOR HEARING TODAY. (2/28)

S. LUO PAJARVI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

APPEAL NO. 88-011

[Denial on January 7, 1988,
[of permit to Alter a Building
[at 127-129 Belvedere St.
[APPLICATION NO. 8612685.
[FOR HEARING TODAY. (2/6)

ERICA COWAN & JOAN FLORENCE,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-350

[Protesting issuance on
[November 30, 1987, to
[Neil Cotter, permit to
[Demolish a Building at
[1254 18th Ave.
[APPLICATION NO. 8708695.
[FOR HEARING TODAY. (1/17)

CARIN L. ELMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 87-366

[Protesting issuance on
[December 8, 1987, to
[Daniel Fong, permit
[to Alter a Building
[at 2010 Vallejo St.
[APPLICATION NO. 8703911.
[FOR HEARING TODAY. (1/27)

APPEAL NO. 87-367

3A) ALEXANDER SCHWED, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 15, 1987, to
[A. H. Coles, Jr., permit
[to Demolish a Building
[at 1441 Shotwell St.
[APPLICATION NO. 8703115.
[FOR HEARING TODAY. (1/30)

APPEAL NO. 88-027

3B) ALEXANDER SCHWED, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 22, 1988, to
[A. H. Coles, Jr., permit
[to Erect a Structure
[at 1441 Shotwell St.
[APPLICATION NO. 8703636.
[FOR HEARING TODAY. (3/8)

APPEAL NO. 88-014

4) SAN FRANCISCO BUILDING & CONSTRUCTION TRADES COUNCIL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 8, 1988, to
[Barbara & Oscar Turner,
[permit to Alter a Building
[at 1915 Eddy St.
[APPLICATION NO. 8610430.
[FOR HEARING TODAY. (2/28)

APPEAL NO. 88-015

5) MOO T. SOO HOO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 12, 1988, to
[Don Benater, permit to
[Alter a Building at
[261 Cervantes Blvd.
[APPLICATION NO. 8717288.
[FOR HEARING TODAY. (2/29)

6) **PUBLIC COMMENT:** Presentations shall be limited to two minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
JOSE E. MEDINA	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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Each member present at a meeting shall vote for or against the matter before them unless a Commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended February 5, 1986) (Emphasis added).

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than two days before the hearing. The Board will not consider written material submitted less than two days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. Except in extraordinary cases, and to prevent manifest injustice, motions for rehearing shall not be made by the Board except upon the following conditions: (a) The applicant for the rehearing shall submit a written request stating succinctly the grounds upon which such rehearing is requested. (b) If new evidence be relied upon as a ground for rehearing, the application shall show: 1. The nature and character of the new evidence; 2. The names of the witnesses and/or a description of the documents to be produced; and 3. Why the evidence was not produced at the original hearing. Failure to exercise due diligence to produce the evidence at the previous hearing shall be deemed grounds for denial of the petition. All presentations for requests for rehearing shall be in writing, and it shall be the general practice of the Board that no verbal testimony shall be received when such request for rehearing is considered by the Board.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
City Hall - Room 154-A
San Francisco, CA 94102

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Agenda

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MARCH 2, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR THE BOARD TO TAKE JURISDICTION BEYOND THE 10-DAY APPEAL PERIOD.

ITEM A Letter from Claire C. Pilcher, Esq. on behalf of Virginia Stearns requesting the Board to take jurisdiction over a building permit issued for construction at 3855-20th Street.

Permit issued	January 15, 1988
Appeal period ended	January 25, 1988
Request for jurisdiction received	February 25, 1988

(Ms. Stearns has already protested the issuance of a demolition permit for this site which has been returned to City Planning for Proposition M findings.)

APPEAL NO. 88-015

MOO T. SOO HOO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 12, 1988, to
[Don Benater, permit to
[Alter a Building at
[261 Cervantes Blvd.
[APPLICATION NO. 8717288.
[FOR FURTHER HEARING TODAY. (2/29)

APPEAL NO. 87-369

MARIA PASQUINI, Appellant
vs.
POLICE COMMISSION, Respondent

[Protesting issuance on
[December 18, 1987, to
[Marguerite Mc Gee, a
[Taxicab permit.
[RESOLUTION NO. 1719-87.
[FOR HEARING TODAY. (1/30)

APPEAL NO. 88-030

LOETA ETTA MILITELLO, Appellant
vs.
POLICE COMMISSION, Respondent

[Protesting issuance on
[February 4, 1988, to
[Richard Lygutis, a
[taxicab permit.
[RESOLUTION NO. 329-88.
[FOR HEARING TODAY. (3/15)

APPEAL NO. 88-032

GINA ENRIQUEZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty on
[February 5, 1988, for work
[done at 431 Vicente St.
[APPLICATION NO. 8609109.
[FOR HEARING TODAY. (3/16)

APPEAL NO. 88-033

CINDY LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty on
[February 9, 1988, for work
[done without a permit at
[590-36th Ave.
[APPLICATION NO. 8714547.
[FOR HEARING TODAY. (3/20)

APPEAL NO. 88-026

WAH MA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on January 27, 1988, of
[permit to Alter a Building
[at 858-44th Ave.
[[APPLICATION NO. 8707129.
[FOR HEARING TODAY. (3/8)

APPEAL NO. 88-028

JOHN C. LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
FIRE DEPARTMENT DISAPPROVAL
CITY PLANNING DISAPPROVAL

[Denial on January 29, 1988,
[of permit to Alter a Building
[at 740 Washington St.
[APPLICATION NO. 8713472.
[FOR HEARING TODAY. (3/12)

APPEAL NO. 88-029

MELBA STRAZULO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING, request cancellation

[Denial on February 3, 1988, of
[permit to Alter a Building
[at 2554 Greenwich St.
[Planning requires recordation of
[special restrictions as condition
[of approval.
[APPLICATION NO. 8713153.
[FOR HEARING TODAY. (3/14)

APPEAL NO. 88-023

HUGH A. DONOHOE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 14, 1988, to
[William & Lois Yen, permit
[to Alter a Building at
[1358 -26th St.
[APPLICATION NO. 8710396.
[FOR HEARING TODAY. (3/5)

APPEAL NO. V88-021

MARKBOROUGH CALIFORNIA PROPERTIES,
A) vs. Appellants
ZONING ADMINISTRATOR, Respondent

[Protesting issuance on
[January 12, 1988, to
[Federal Home Loan Bank,
[Open Space Variance sought
[for property located at
[600 California St.
[VARIANCE CASE NO. 86.85V
[FOR HEARING TODAY. (3/2)

APPEAL NO. V88-022

MARKBOROUGH CALIFORNIA PROPERTIES,
B) vs. Appellants
ZONING ADMINISTRATOR, Respondent

[Protesting issuance on
[January 12, 1988, to
[Federal Home Loan Bank,
[Bay Window Variance, for
[property located at
[600 California St.
[VARIANCE CASE NO. 86.85V.
[FOR HEARING TODAY. (3/2)

12) **PUBLIC COMMENT:** Presentations shall be limited to two minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

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DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
JOSE E. MEDINA	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

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San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MARCH 9, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING:

ITEM A Letter from James T. Camp requesting rehearing of Appeal No. 88-020. The appellant had protested the issuance of permit to alter a building at 376 Hill Street. Hearing held February 17, 1988. Upon motion of Commissioner Jackson, the Board voted 4-0 to uphold the department and grant the permit. President Berg was absent.

ITEM B Letter from David Cincotta, Esq., on behalf of Charles Vadalabene requesting rehearing of Appeal No. 87-344. The appellant had protested the issuance of permit to demolish a building at 938 Santiago Street. Upon motion of Commissioner Medina, the Board voted 3-1 (Fung) to uphold the department and grant the permit. Four votes needed to overrule, the department was upheld and the permit granted. Hearing held February 17, 1988.

ITEM C Letter from Edward Gaines requesting rehearing of Appeal No. 88-013. The appellant had protested the order to cease and desist from conducting retail operations at 743-747 Haight Street, Upon motion of Commissioner Jackson, the Board voted 4-0 to uphold the Zoning Administrator's order subject to the condition that enforcement of the order be stayed until July 1, 1988. President Berg was absent. Hearing February 17, 1988.

ITEM D Letter from Carol E. Gamble requesting rehearing of Appeal No. 87-328. The appellant had protested the issuance of permit to alter a building at 32 Sussex Street. Hearing held February 17, 1988. Upon motion of Commissioner Fung, the Board voted 4-0 to uphold the department and grant the permit. President Berg was absent.

APPEAL NO. 86-176

ALDO R. LUCCHESI, JR. &
ANN B. RAWSEY, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Denial on June 23, 1986, of
[permit to alter a building
[at 3133-37 Broderick Street.
[REMANDED FROM SUPERIOR COURT.
[APPLICATION NO. 8407250.
[FOR HEARING TODAY. (8/11)

APPEAL NO. 88-023

HUGH A. DONOHOE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 14, 1988, to
[William & Lois Yen, permit
[to Alter a Building at
[1358 -26th St.
[APPLICATION NO. 8710396.
[FOR FURTHER HEARING TODAY. (3/5)

APPEAL NO. 88-040

GEORGE LANCIA, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on
[February 11, 1988, of
[Driver Public Vehicle
[permit and one-year
[probation.
[FOR HEARING TODAY. (2/29)

APPEAL NO. 88-035

JUNE RICHARD, Appellant
vs.
ART COMMISSION, Respondent

[Suspension on
[February 3, 1988, of
[Street Artist permit,
[for 30 days commencing
[on February 15, 1988.
[FOR HEARING TODAY. (3/27)

APPEAL NO. 88-007

DANIEL J. LYONS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty on
[January 11, 1988, for work
[done without a permit at
[303-353 Second Street.
[RECEIPT NO. 01141.
[FOR HEARING TODAY. (2/16)

APPEAL NO. 88-010

WICHAI KEAWKALAYA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 5, 1988,
[of permit application to Alter
[a Building at 296 Evelyn Way.
["FREEZE ORDER".
[RESOLUCTION NO. 1079-87.
[FOR HEARING TODAY. (2/23)

APPEAL NO. 88-016

JOSE & DELIA HERRERA, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 11, 1988,
[of permit application to Alter
[a Building at 251 Wheeler Ave.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR HEARING TODAY. (2/29)

APPEAL NO. 88-018

JOSE GARCIA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 11, 1988,
[of permit application to Alter
[a Building at 93 Vienna St.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR HEARING TODAY. (3/1)

APPEAL NO. 88-019

FRANCISCO & GABRIELA ARMAS, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 11, 1988,
[of permit application to Alter
[a Building at 118 Lee St.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR HEARING TODAY. (3/1)

APPEAL NO. 87-191

RICHARD P. LIEBERMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
DAHI DISAPPROVAL

[Denial on July 15, 1987, of
[permit to Alter a Building
[at 620 Jones St.
[APPLICATION NO. 8601149.
[FOR HEARING TODAY. (8/30)

APPEAL NO. 88-038

VLADIMIR J. SHPOTNIK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on February 17, 1988,
[of permit to Alter a Building
[at 1594 29th Ave.
[APPLICATION NO. 8717961.
[FOR HEARING TODAY. (3/28)

APPEAL NO. 88-039

BRUCE BAUMANN, Appellant
) vs.
DEPT. CITY PLANNING, Respondent

[Denial on February 16, 1988,
[of permit to Erect a Structure
[at 3615 Buchanan/1600 Bay Sts.
[APPLICATION NO. 8707405S.
[FOR HEARING TODAY. (3/29)

APPEAL NO. 88-034

A. E. WOLFGANG MASTERS, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 4, 1988, to
[Vivian Scott, permit to
[Alter a Building at
[251-253 Bartlett Street.
[APPLICATION NO. 8710264.
[FOR HEARING TODAY. (3/22)

APPEAL NO. 88-041

ERNEST C. YOUNG, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 9, 1988, to
[Tony Chow, permit to
[Alter a Building at
[1256 7th Avenue.
[APPLICATION NO. 8717411.
[FOR HEARING TODAY. (3/30)

) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

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FRANK S. FUNG	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MARCH 16, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING

ITEM A Letter from S. Luo Pajarvi requesting rehearing of Appeal No. 88-011. The appellant had appealed the denial of permit to alter a building at 127-129 Belvedere Street. Hearing February 24, 1988. Upon motion President Berg, the Board voted 4-0 to uphold the department and deny the permit. (Commissioner Jackson was absent.)

ITEM B Letter from William Stout, Architect, on behalf of permit holder, A. H. Coles requesting rehearing of Appeal No. 87-376. Hearing February 24, 1988. The appellant, Alexander Schwed, had protested the issuance of permit to demolish a building at 1441 Shotwell Street. Upon motion of Commissioner Fung, the Board voted 4-0 to overrule the department and deny the permit. (Commissioner Jackson was absent.)

ITEM C Letter from William Stout, Architect, on behalf of permit holder, A.H. Coles requesting rehearing of Appeal No. 88-027. Hearing February 24, 1988. The appellant, Alexander Schwed, had protested the issuance of permit to erect a structure at 1441 Shotwell Street. Upon motion of Commissioner Fung, the Board voted 4-0 to overrule the department and deny the permit. (Commissioner Jackson was absent.)

ITEM D Letter from Carin L. Elman requesting rehearing of Appeal No. 87-366. The appellant had protested the issuance of permit to alter a building at 2010 Vallejo Street. Hearing February 24, 1988. Upon motion of Commissioner Medina, the Board voted 4-0 to uphold the department and grant the permit. (Commissioner Jackson was absent.)

APPEAL NO. 87-222

VAN CAM VO, dba "HONG KONG MASSAGE", Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on July 31, 1987, [of Massage Establishment permit [at 450-B Jones Street. [FOR HEARING TODAY. (9/19)

APPEAL NO. 87-373

PHILIP J. FAIGHT, dba "SCANDALS-A-BAR", Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on December 21, 1987, of [Billiard Parlor, Dance Hall Keeper, [Mechanical Amusement Device, and [Place of Entertainment permits [at 162 Turk St. [FOR HEARING TODAY. (1/31)

APPEAL NO. 88-042

ALFRED LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund [of penalty imposed on [February 22, 1988, for [work at 544 2nd. Ave. [[APPLICATION NO. 8706021. [FOR HEARING TODAY. (4/3)

APPEAL NO. 88-047

NADER N. TAWASHA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty on [February 29, 1988, for work [done at 533 Taylor St. [APPLICATION NO. 8800472. [FOR HEARING TODAY. (4/9)

APPEAL NO. 87-356

HUGH JESSUP, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 3, 1987, to
[Mark Arbit, permit to
[Demolish a Building at
[769 Duncan Street.
[APPLICATION NO. 8716728.
[FOR HEARING TODAY. (1/21)

APPEAL NO. 88-037

RICHARD CONNOLLY, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 8, 1988, to
[Bill C. K. Lee, permit
[to Alter a Building
[at 590 36th Ave.
[APPLICATION NO. 8714547.
[FOR HEARING TODAY. (3/28)

APPEAL NO. 88-043

GORDON C. WONG, Appellant
A) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 19, 1988, to
[Stephen Goldstine, permit
[to Alter a Building at
[1331 Green Street.
[APPLICATION NO. 8711803.
[FOR HEARING TODAY. (4/4)

APPEAL NO. 88-048

JERRY HILL, Appellant
B) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 19, 1988, to
[Stephen Goldstine, permit
[to Alter a Building at
[1331 Green Street.
[APPLICATION NO. 8711803.
[FOR HEARING TODAY. (4/9)

APPEAL NO. 88-044

JEFFREY BRISS, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 16, 1988, to
[Linda E. Evans, permit
[to Alter a Building at
[143 Connecticut Street.
[APPLICATION NO. 8712736.
[FOR HEARING TODAY. (4/1)

APPEAL NO. 88-045

MOUNT OLYMPUS NEIGHBORS ASSOC.,
1) vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 22, 1988, to
[Eva Schwarcz, permit to
[Erect a Structure at
[333 Upper Terrace.
[APPLICATION NO. 8614914.
[FOR HEARING TODAY. (4/5)

APPEAL NO. 88-050

BARBARA M. SCHICK, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 25, 1988, to
[Peter & Paul Bogatsky,
[permit to Alter a Building
[at 2250 35th Avenue.
[APPLICATION NO. 8717771.
[FOR HEARING TODAY. (4/11)

APPEAL NO. 88-031

ELLEN S. ARBENZ, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 28, 1988, to
[Pat Joy & Jerry Friedman,
[permit to Erect a Structure
[at 4150 17th Street.
[APPLICATION NO. 8702683.
[FOR HEARING TODAY. (3/16)

) **PUBLIC COMMENT:** Presentation shall be limited to two minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
JOSE E. MEDINA	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: Representatives of the Department, Board, Commission or person from whose order the appeal is taken shall open the discussion. The appellant shall then present his or her case. Rebuttal or closing remarks may be made by either party only in exceptional circumstances and is entirely within the discretion of the Board.

In the case of protest appeals, the protestants shall speak first.

It shall be the procedure that the time allowed for each side shall not exceed fifteen minutes, or ten minutes per person, whichever is less. If more time is deemed necessary, such arguments must be made in writing, and received by the Board not later than two days before the appointed hearing.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a Commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended February 5, 1986) (Emphasis added).

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than two days before the hearing. The Board will not consider written material submitted less than two days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. Except in extraordinary cases, and to prevent manifest injustice, motions for rehearing shall not be made by the Board except upon the following conditions: (a) The applicant for the rehearing shall submit a written request stating succinctly the grounds upon which such rehearing is requested. (b) If new evidence be relied upon as a ground for rehearing, the application shall show: 1. The nature and character of the new evidence; 2. The names of the witnesses and/or a description of the documents to be produced; and 3. Why the evidence was not produced at the original hearing. Failure to exercise due diligence to produce the evidence at the previous hearing shall be deemed grounds for denial of the petition. All presentations for requests for rehearing shall be in writing, and it shall be the general practice of the Board that no verbal testimony shall be received when such request for rehearing is considered by the Board.

Robert H. Feldman
Executive Director
(415) 554-6720

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Room 154-A, City Hall
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MARCH 23, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

ITEM A Letter from Dennis Strazulo requesting rehearing of Appeal No. 88-029. The appellant had protested the denial of permit to alter a building at 2554 Greenwich Street. Hearing held March 2, 1988. Upon motion of Vice President Engmann, the Board voted 5-0 to uphold the department subject to conditions.

APPEAL NO. 87-222

VAN CAM VO, dba
"HONG KONG MASSAGE", Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on July 31, 1987,
[of Massage Establishment permit
[at 450-B Jones Street.
[FOR HEARING TODAY. (9/19)

APPEAL NO. 87-348

HOWARD & MAUREEN SCHAADT,
& JEANNE GOLDMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 25, 1987, to
[Diane Mei-Ling So, permit
[to Alter a Building at
[1836 Pacheco Street.
[APPLICATION NO. 8710849.
[FOR FURTHER HEARING TODAY. (1/16)

APPEAL NO. 87-369

MARIA PASQUINI, Appellant
vs.
POLICE COMMISSION, Respondent

[Protesting issuance on
[December 18, 1987 to
[Marguerite Mc Gee, a
[Taxicab permit.
[RESOLUTION NO. 1719-87.
[FOR HEARING TODAY. (1/30)

APPEAL NO. 88-030

LOETA ETTA MILITELLO, Appellant
vs.
POLICE COMMISSION, Respondent

[Protesting issuance on
[February 4, 1988, to
[Richard Lygutis, a
[Taxicab permit.
[RESOLUTION NO. 329-88.
[FOR HEARING TODAY. (3/15)

YOSSEDEK M. DESTA, Appellant
vs.
POLICE COMMISSION, Respondent

[Protesting issuance of
[Taxicab permits on
[February 22, 1988, to
[the following persons.
[FOR HEARING TODAY. (4/11)

APPEAL	PERMIT HOLDER	RESOLUTION NO.
88-051	James Bolig	282-88
88-056	Wing Wong	311-88
88-065	Warren Wong, Sr.	304-88
88-066	Warren Wong, Jr.	305-88
88-068	Winston Wong	310-88

APPEAL NO. 88-006

RICHARD E. THOMAS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on January 7, 1988,
[of permit to Alter a Building
[at 1460-1462 Page Street.
[APPLICATION NO. 8705662.
[FOR HEARING TODAY. (2/16)

APPEAL NO. 88-017

VICKIE STONE & RICHARD ZUCKERMAN,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 11, 1988,
[of permit application to Alter
[a building at 893 Noe St.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR HEARING TODAY. (3/1)

APPEAL NO. 88-028

JOHN C. LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
FIRE DEPT. DISAPPROVAL
CITY PLANNING DISAPPROVAL

[Denial on January 29, 1988,
[of permit to Alter a Building
[at 740 Washington St.
[APPLICATION NO. 8713472.
[FOR HEARING TODAY.. (3/12)

APPEAL NO. 88-049

RONALD E. HOTHEM, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on February 19, 1988,
[of approval of an Alcoholic
[Beverage Control application
[for property located at
[430 Broadway St.
[LICENSE TYPE 41.
[FOR HEARING TODAY. (4/9)

I) PUBLIC COMMENT: Presentation shall be limited to three minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
JOSE E. MEDINA	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: Representatives of the Department, Board, Commission or person from whose order the appeal is taken shall open the discussion. The appellant shall then present his or her case. Rebuttal or closing remarks may be made by either party only in exceptional circumstances and is entirely within the discretion of the Board.

In the case of protest appeals, the protestants shall speak first.

It shall be the procedure that the time allowed for each side shall not exceed fifteen minutes, or ten minutes per person, whichever is less. If more time is deemed necessary, such arguments must be made in writing, and received by the Board not later than two days before the appointed hearing.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a Commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended February 5, 1986) (Emphasis added).

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than two days before the hearing. The Board will not consider written material submitted less than two days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. Except in extraordinary cases, and to prevent manifest injustice, motions for rehearing shall not be made by the Board except upon the following conditions: (a) The applicant for the rehearing shall submit a written request stating succinctly the grounds upon which such rehearing is requested. (b) If new evidence be relied upon as a ground for rehearing, the application shall show: 1. The nature and character of the new evidence; 2. The names of the witnesses and/or a description of the documents to be produced; and 3. Why the evidence was not produced at the original hearing. Failure to exercise due diligence to produce the evidence at the previous hearing shall be deemed grounds for denial of the petition. All presentations for requests for rehearing shall be in writing, and it shall be the general practice of the Board that no verbal testimony shall be received when such request for rehearing is considered by the Board.

Robert H. Feldman
Executive Director
(415) 554-6720

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, APRIL 20, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A Appeal No. 88-005. Hearing held February 24, 1988. Appellant Gerd Wenske appealed the denial of permit to alter a building at 591-593 Buena Vista West Avenue. Upon motion of Vice President Engmann, the Board voted 4-0 to overrule the department subject to conditions. Commissioner Jackson was absent.

ITEM B Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 88-005. Continued from April 13, 1988, at request of David Cincotta, Esq.

APPEAL NO. 88-006

RICHARD E. THOMAS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on January 7, 1988,
[of permit to Alter a Building
[at 1460-1462 Page Street.
[APPLICATION NO. 8705662.
[FOR FURTHER HEARING TODAY. (2/16)

APPEAL NO. 88-076

ISHTIAQ A. BOKHARI, Appellant
vs.
POLICE DEPT., Respondent

[Suspension for 10 days on
[February 29, 1988, of
[Driver Public Vehicle
[permit.
[FOR HEARING TODAY. (4/23)

APPEAL NO. 88-077

CINDY J. WASELESKI, Appellant
vs.
POLICE DEPT., Respondent

Con't 5-25

[Revocation on
[March 8, 1988, of Driver
[Public Vehicle permit.
[FOR HEARING TODAY. (4/23)

APPEAL NO. 88-081

JAD JABER, Appellant
vs.
HEALTH DEPT., Respondent
CITY PLANNING DISAPPROVAL

[Disapproval on
[March 24, 1988, of
[Health Department permit
[for a food warehouse
[at 1010½ York Street.
[FOR HEARING TODAY. (5/3)

APPEAL NO. 88-075

SAN FRANCISCO BAND FOUNDATION,
vs. Appellants
DEPT PUBLIC WORKS, Respondent

[Denial on March 1, 1988,
[of permit to Alter a Building
[at 1519 Mission St.
[APPLICATION NO. 8709445.
[FOR HEARING TODAY. (4/20)

APPEAL NO. 88-078

ARMAND B. CHALMERS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 7, 1988, to
[Mr. & Mrs. John Mulligan,
[permit to Alter a Building
[at 2562 Great Highway.
[APPLICATION NO. 8608664.
[FOR HEARING TODAY. (4/30)

APPEAL NO. 88-079

BORIS KRALEVICH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 11, 1988, to
[Asadoor O. Astorian, permit
[to Alter a Building
[at 2425 California Street.
[APPLICATION NO. 8717211.
[FOR HEARING TODAY. (5/2)

APPEAL NO. 88-088

BOB GRIMES, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[March 28, 1988, to
[S. Suskauer & B. Dwyer,
[permit to Alter a Building
[at 170 Bonview Street.
[APPLICATION NO. 8803904.
[FOR HEARING TODAY. (5/15)

APPEAL NO. V88-074

FRANK WONG, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on March 1, 1988,
[of Rear Yard Variance sought
[for property located at
[875 29th Avenue.
[VARIANCE CASE NO. 87.781V.
[FOR HEARING TODAY. (4/20)

APPEAL NO. V88-080

MOO T. SOO HOO, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting condition of
[issuance on March 16, 1988,
[to Tony M. Jorge da Silva,
[of Rear Yard, Usable Open
[Space & Off-Street Variances
[sought for property located
[at 251 Cervantes Blvd.
[VARIANCE CASE NO. 87.576V.
[FOR HEARING TODAY. (5/3)

APPEAL NO. V88-083

J. A. ROKIN, Appellant
) vs.
ZONING ADMINISTRATOR, Respondent

[Denial on March 15, 1988,
[of Front Setback Variance
[sought for property located
[at 2516 Bryant Street.
[VARIANCE CASE NO. 87.600V.
[FOR HEARING TODAY. (5/9)

) **PUBLIC COMMENT:** Presentation shall be limited to (3) minutes for each speaker.

) Amendment to Rules of the Board (Section 5 Article I) concerning time limits for speakers pursuant to Section 16.5-1 of the San Francisco Administrative Code.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
DOUGLAS J. ENGMANN	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER
JOSE E. MEDINA	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MAY 4, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING:

ITEM A Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 88-005. Continued from April 20, 1988, to May 4, 1988, at the request of Barry Pearl of City Planning.

ITEM B Letter from Jad Jaber requesting rehearing of Appeal No. 88-081. Hearing April 20, 1988. Upon motion of Commissioner Medina, the Board voted 3-1 to overrule the Department and grant the permit. Four votes needed to overrule, the dept. is upheld and the permit denied. (President Berg dissented.)

ITEM C Letter from Inge Weidmann requesting rehearing of Appeal No. 88-063. Hearing April 13, 1988. Upon motion of Vice President Engmann, the Board voted 4-0 to uphold the department and sustain the penalty.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD

ITEM D Letter from Dorian Sarris requesting the Board to take jurisdiction over permit issued to him for work at 2167 Turk Street. Mr. Sarris was assessed and paid a penalty at the time the permit was issued. He would like to appeal the penalty and request a refund.

Permit issued	March 3, 1988
Appeal period ended	March 18, 1988
Request for jurisdiction received	April 19, 1988

ITEM E Letter from Michael Carlyle requesting the Board to take jurisdiction over permit issued for work at 430 Bartlett Street.

Permit issued	March 31, 1988
Appeal period ended	April 15, 1988
Request for jurisdiction received	April 18, 1988

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM F Appeal No 88-006. Hearing April 20, 1988. Richard E. Thomas appealed the denial of permit to alter a building at 1460-1462 Page Street. Upon motion of Vice President Engmann, the Board voted 4-0 to overrrule the department and grant the permit. Commissioner Jackson was absent.

APPEAL NO. 88-094

LARRY STINSON, Appellant
vs.
POLICE DEPARTMENT,. Respondent

[Protesting issuance on
[March 25, 1988, to
[John McGeehan, dba
["Do U.C. Us Mobile Catering",
[a permit to do business
[at 1420 4th Street.
[FOR HEARING TODAY. (5/21)

APPEAL NO. 88-071

ROBERT J. BOSSI & ASSOCIATES, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Revocation on March 2, 1988,
[of permits to Alter a
[Building at 435 Valencia St.
[APPLICATION NOS. 8715818
[& 8800900.
[FOR FURTHER HEARING TODAY. (4/16)

APPEAL NO. 88-089

FLOOD PLUMBING COMPANY,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed on
[March 25, 1988, for
[installing boilers without
[a permit at 433 Powell St.
[INVOICE NO. 01805.
[FOR HEARING TODAY. (5/16)

APPEAL NO. 88-097

BONANZA MANAGEMENT COMPANY,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed on
[April 12, 1988, for work
[done without a permit
[at 3910 Geary Blvd.
[APPLICATION NO. 8803549.
[FOR HEARING TODAY. (5/22)

APPEAL NO. 88-086

VICTOR WEINER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on March 28, 1988,
[of permit to Alter a Building
[at 43 Molimo Drive.
[APPLICATION NO. 8717441.
[FOR HEARING TODAY. (5/10)

APPEAL NO. 88-095

LEONARD WOO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on April 6, 1988,
[of permit to Alter a Building
[at 444 Greenwich Street.
[APPLICATION NO. 8800934.
[FOR HEARING TODAY. (5/21)

APPEAL NO. 88-101

NANCY & STUART SCHEINHOLTZ,
vs. Appellants
DEPT. CITY PLANNING, Respondent

[Denial on April 12, 1988,
[of permit to Alter a Building
[at 2417-2421 Larkin St. (88.123D)
[APPLICATION NO. 8802304.
[FOR HEARING TODAY. (5/23)

APPEAL NO. 88-090

FRIENDS OF NOE VALLEY
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 25, 1988, to
[Abraham & Gretta Kass,
[permit to Alter a Building
[at 4049 24th St. (88.037D)
[APPLICATION NO. 8715679.
[FOR HEARING TODAY. (5/16)

APPEAL NO. 88-092

EARL ROCKER, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 28, 1988, to
[Pyotr Kligman, permit to
[Erect a Structure at
[120 Whitney St. (87.517D)
[APPLICATION NO. 8708996.
[FOR HEARING TODAY. (5/17)

APPEAL NO. 88-096

ERMALINDA & WILLIAM HELGESON,
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 28, 1988, to
[Odelin Perez, permit to
[Alter a Building at
[1179 Treat Avenue.
[APPLICATION NO. 8717157.
[FOR HEARING TODAY. (5/22)

APPEAL NO. V88-087

CLIFFORD C. SWEET, Appellant
) vs.
ZONING ADMINISTRATOR,
Respondent

[Denial on March 22, 1988,
[of Minimum Lot Area, Rear
[Yard, Usable Open Space &
[Off-Street Parking Variances
[sought for property located
[at 221 Lathrop Avenue.
[VARIANCE NO. 87.514V.
[FOR HEARING TODAY. (5/14)

) **PUBLIC COMMENT:** Presentation shall be limited to (3) minutes for each speaker.

) **FOR APPROVAL:** Policy and Rule of the Board of Permit Appeals regulating the recycling of paper.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
JOSE E. MEDINA	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for their presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for oral arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

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Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
City Hall - Room 154-A
San Francisco, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MAY 11, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING:

ITEM A Letter from Robert D. Winkler, Esq., on behalf of appellant, Mr. Boris Kralevich, requesting rehearing of Appeal No. 88-079. Hearing April 20, 1988. Appellant had protested the issuance of permit to alter a building at 2425 California Street. Upon motion of Vice President Engmann, the Board voted 4-0 to uphold the department and grant the permit. Commissioner Jackson was absent.

ITEM B Letter from Carol E. Gamble, requesting rehearing of Appeal No. 87-328. The appellant had protested the issuance of permit to alter a building at 32 Sussex Street. Hearing held February 17, 1988. Upon motion of Commissioner Fung, the Board voted 4-0 to uphold the department and grant the permit. President Berg was absent. This request continued from March 9, 1988 addendum to allow time for the Bureau of Building Inspection to review revised plans with neighbors. This matter continued from April 13, 1988 addendum for further consideration.

APPEAL NO. 88-092

EARL ROCKER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 28, 1988, to
[Pyotr Kligman, permit to
[Erect a Structure at
[120 Whitney St. (87.517D)
[APPLICATION NO. 8708996.
[FOR HEARING TODAY. (5/17)

APPEAL NO. 87-344

CHARLES M. VADALABENE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 30, 1987, to
[Harry Wright, permit to
[Demolish a Building at
[938 Santiago St.
[APPLICATION NO. 8715716.
[FOR FURTHER REHEARING TODAY. (1/14)

APPEAL NO. 88-049

RONALD E. HOTHEM, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on February 19, 1988,
[of approval of an Alcoholic
[Beverage Control application
[for property located at
[430 Broadway St.
[LICENSE TYPE 41.
[FOR REHEARING TODAY. (4/9)

APPEAL NO. 88-110

RONALD E. HOTHEM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on April 18, 1988,
[permit to Alter a Building
[at 430 Broadway Street.
[APPLICATION NO. 8800156.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-085

ADAM SPARKS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Conditions
[on March 16, 1988, attached
[to a permit of occupancy
[at 420 Jones Street.
[FOR HEARING TODAY. (5/10)

APPEAL NO. 88-112

CHRISTOPHER WESTERGUARD,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed on
[April 7, 1988, for work
[done without a permit at
[377 Douglass Street.
[APPLICATION NO. 8802703.
[FOR HEARING TODAY. (5/29)

APPEAL NO. 88-098

JOHN & ROSEMARY HIRSHBERG, &
BENJAMIN SLICK, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 6, 1988, to
[Douglas & Jill Hope, permit
[to Alter a Building at
[2848 Scott Street.
[APPLICATION NO. 8802630.
[FOR HEARING TODAY. (5/22)

APPEAL NO. 88-105

SAN FRANCISCO BUILDING &
CONSTRUCTION TRADES COUNCIL,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 7, 1988, to the
[Public Utilities Commission-
[UEB, permit to Erect a
[Structure at 1941 Harrison St.
[APPLICATION NO. 8801205.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-106

SAN FRANCISCO BUILDING &
CONSTRUCTION TRADES COUNCIL,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 7, 1988, to the
[Public Utilities Commission,
[permit to Alter a Building
[at 1940 Harrison St.
[APPLICATION NO. 8801206.
[FOR HEARING TODAY. (5/28)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

JERRY E. BERG	PRESIDENT
JOSE E. MEDINA	VICE PRESIDENT
MATTIE J. JACKSON	COMMISSIONER
FRANK S. FUNG	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

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In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for oral arguments and, for each appeal filed, three (3) minutes for rebuttal.

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MAY 25, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A Appeal No. 87-344 protesting issuance of a permit to demolish a building at 938 Santiago Street. Hearing May 11, 1988. Upon motion of Commissioner Fung, the Board voted 4-0 to revoke the permit.

REQUESTS FOR REHEARING:

ITEM B Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 88-006. Hearing April 20, 1988. The appellant, Richard E. Thomas, had protested the denial of permit to alter a building at 1460-1462 Page Street. Upon motion of Vice-President Engmann, the Board voted 4-0 to overrule the department and grant the permit. Commissioner Jackson was absent.

ITEM C Letter from Victor Weiner requesting rehearing of Appeal No. 88-086. Hearing May 4, 1988. The appellant had protested the denial of a permit to alter a building at 43 Molimo Drive. Upon motion of Commissioner Jackson, the Board voted 1-3 to overrule the department and grant the permit. Four votes needed to overrule, the department is upheld and the permit denied. Commissioners Berg, Fung and Medina dissented.

ITEM D Letter from Wayne Rieke on behalf of appellant, Clifford C. Sweet, requesting rehearing of Appeal No. V88-087. Hearing May 4, 1988. The appellant had protested the denial of a variance for property located at 221 Lathrop Avenue. Upon motion of President Berg, the Board voted 2-2 to uphold the department and deny the variance. Four votes need to overrule, the department is upheld and the variance denied. Commissioners Jackson and Medina dissented.

ITEM E Letter from David Cincotta, Esq., on behalf of the appellant, Robert J. Bossi and Associates, requesting rehearing of Appeal No. 88-071. The appellants had appealed the revocation of permits to alter a building at 435 Valencia Street. Hearing May 4, 1988. Upon motion of Commissioner Fung, the Board voted 4-0 to overrule the department and grant the permit subject to conditions.

ITEM F Letter from J. A. Bokin requesting rehearing of Appeal No. V88-083. The appellant had protested the denial of a variance for property located at 2516 Bryant Street. Hearing April 20, 1988. Upon motion of Commissioner Medina, the Board voted 4-0 to uphold the Zoning Administrator and deny the variance.

APPEAL NO. 87-348

HOWARD & MAUREEN SCHAADT,
& JEANNE GOLDMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 25, 1987, to
[Diane Mei-Ling So, permit
[to Alter a Building at
[1836 Pacheco Street.
[APPLICATION NO. 8710849.
[FOR FURTHER HEARING TODAY. (1/16)

APPEAL NO. 87-191

RICHARD P. LIEBERMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
DAHI DISAPPROVAL

[Denial on July 15, 1987, of
[permit to Alter a Building
[at 620 Jones Street.
[APPLICATION NO. 8601149.
[FOR HEARING TODAY. (8/30)

APPEAL NO. 88-010

WICHAI KEAWKALAYA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 5, 1988,
[of permit application to Alter
[a Building at 296 Evelyn Way.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR FURTHER HEARING TODAY. (2/23)

APPEAL NO. 88-016

JOSE & DELIA HERRERA, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 11, 1988,
[of permit application to Alter
[a Building at 251 Wheeler Ave.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR FURTHER HEARING TODAY. (2/29)

APPEAL NO. 88-017

VICKIE STONE & RICHARD ZUCKERMAN,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Rejection on January 11, 1986,
[of permit application to Alter
[a building at 893 Noe St.
["FREEZE ORDER".
[RESOLUTION NO. 1079-87.
[FOR HEARING TODAY. (3/1)

APPEAL NO. 88-109

HOUSE & HOUSE ARCHITECTS,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Rejection on April 15, 1988,
[of permit application to
[Alter a Building at
[60 San Felipe Avenue.
[REQUEST NO. 9000122.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-046

PACIFIC AVENUE NEIGHBORS,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 16, 1988, to
[Gene Aubry, permit to
[Alter a Building at
[2961 Pacific Avenue.
[APPLICATION NO. 8717918.
[FOR HEARING TODAY. (4/6)

APPEAL NO. 88-084

SUZANNE D. CAUTHEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 16, 1988, to
[James Kelso, permit to
[Alter a Building at
[100 Alta Street.
[APPLICATION NO. 8802056.
[FOR HEARING TODAY. (5/9)

APPEAL NO. 88-107

MONA OSTERHOUDT, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 5, 1988, to
[Tony Fazio & Tony Campilongo,
[permit to Alter a Building
[at 112 Fair Oaks Street.
[APPLICATION NO. 8802961.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-108

MONA OSTERHOUDT, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 7, 1988, to
[Tony Fazio, permit to
[Alter a Building at
[112 Fair Oaks Street.
[APPLICATION NO. 8700405.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-111

PHILIPP & VIRGINIA FRINGS,
vs. Appellants
DEPT PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 10, 1987, to
[John G. Day, permit
[to Alter a Building
[at 1910 Baker Street.
[APPLICATION NO. 8710712.
[FOR HEARING TODAY. (5/29)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

Policy regarding slurs. Resolution for adoption. Recommended by Civil Service Commission.

Fee increase amendment. Proposal to increase appeal fees by amending Section 8 of Part III of the S.F. Municipal Code.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JUNE 8, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD.

ITEM A Letter from Harry O'Brien, Esq., on behalf of Hong Kong Metro Realty Inc., requesting the Board to take jurisdiction over the revocation of permits issued for work at 2987-38th Avenue, 3712 Ulloa Street, 3702 Ulloa Street, 3734 Ulloa Street and 3722 Ulloa Street.

Permits revoked	May 4, 1988
Appeal period ended	May 19, 1988
Request for jurisdiction received	May 23, 1988

ITEM B Letter from Earl Rocker requesting rehearing of Appeal No. 88-092. Hearing May 4, 1988. Upon motion of President Berg, the Board voted 4-0 to uphold the department and grant the permit subject to conditions.

APPEAL NO. 88-107

MONA OSTERHOUDT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 5, 1988, to
[Tony Fazio & Tony Campilongo,
[permit to Alter a Building
[at 112 Fair Oaks Street.
[APPLICATION NO. 8802961.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-108

MONA OSTERHOUDT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 7, 1988, to
[Tony Fazio, permit to
[Alter a Building at
[112 Fair Oaks Street.
[APPLICATION NO. 8700405.
[FOR HEARING TODAY. (5/28)

APPEAL NO. 88-077

CINDY J. WASELESKI, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on
[March 8, 1988, of Driver
[Public Vehicle permit.
[FOR HEARING TODAY. (4/23)

APPEAL NO. 88-115

CINDY J. WASELESKI, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on
[April 6, 1988, of Driver
[Public Vehicle permit.
[FOR HEARING TODAY. (5/30)

APPEAL NO. 88-129

DEBRA SHARABI, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on May 6, 1988,
[of Pushcart Peddler permit
[at the southeast corner
[of Geary & Mason Streets.
[FOR HEARING TODAY. (6/20)

APPEAL NO. 88-134

PEGGY BLEY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[imposed on May 26, 1988,
[for work done at
[309 San Marcos Avenue.
[APPLICATION NO. 8806151.
[FOR HEARING TODAY. (7/5)

APPEAL NO. 88-125

WAYNE WOO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on May 6, 1988, of
[permit to Alter a Building
[at 645 Bosworth St.
[APPLICATION NO. 8802816.
[FOR HEARING TODAY. (6/15)

APPEAL NO. 88-126

ALBERT R. UJCIC, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 22, 1988, to
[John Woolley Jr., permit
[to Erect a Structure at
[236 Randall St. (87.461D)
[APPLICATION NO. 8709134.
[FOR HEARING TODAY. (6/18)

APPEAL NO. 88-127

ERIC SCHWARTZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 2, 1988, to
[Lisle Payne, permit to
[Alter a Building at
[3616 Jackson Street.
[APPLICATION NO. 8805429.
[FOR HEARING TODAY. (6/20)

APPEAL NO. 88-130

CHARLES J. LEWIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 5, 1988, to
[Steve Tsui, permit to
[Alter a Building at
[730 7th Avenue.
[APPLICATION NO. 8802843.
[FOR HEARING TODAY. (6/27)

APPEAL NO. 88-131

JUNE L. GOLD, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 9, 1988, to
[Melencio Alvarez, permit
[to Alter a Building at
[275 Santa Rosa Avenue.
[APPLICATION NO. 8715884.
[FOR HEARING TODAY. (6/28)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

FEE INCREASE AMENDMENT: Proposal to increase appeal fees by amending Sec. 8 of Part III of the S. F. Municipal Code.
For adoption as amended at public hearing May 25, 1988.

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JERRY E. BERG	PRESIDENT
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JUNE 15, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

ITEM A Election of Board officers.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD

ITEM B Letter from Frank Zenner requesting the Board to take jurisdiction over permit issued for work at 388-5th Street.

Permit issued	May 18, 1988
Appeal period ended	June 2, 1988
Request for jurisdiction received	June 3, 1988

APPEAL NO. 88-081

JAD JABER, Appellant
vs.
HEALTH DEPARTMENT, Respondent
CITY PLANNING DISAPPROVAL

[Denial on March 24, 1988,.
[of Health Department permit
[for a food warehouse
[at 1010½ York Street.
[FOR REHEARING TODAY. (5/3)

APPEAL NO. 88-117

MARION COCHRANE, Appellant
vs.
POLICE COMMISSION, Respondent

[Reversion on
[April 12, 1988, of
[a Taxi Medallion permit
[to the City of S.F.
[MEDALLION NO. 345.
[FOR HEARING TODAY. (6/6)

APPEAL NO. 88-121

JAMES REAM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
DAHI DISAPPROVAL

[Denial on May 4, 1988,
[of permit to Alter a
[Building at 2640 Green St.
[APPLICATION NO. 8805323.
[FOR HEARING TODAY. (6/13)

APPEAL NO. 88-133

PETER & HOLLY GOTTSCHALK,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Denial on May 12, 1988, of
[permit to Alter a Building
[at 641 Excelsior Avenue.
[APPLICATION NO. 8615546.
[FOR HEARING TODAY. (7/3)

APPEAL NO. 88-046

PACIFIC AVENUE NEIGHBORS,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 16, 1988, to
[Gene Aubry, permit to
[Alter a Building at
[2961 Pacific Avenue
[APPLICATION NO. 8717918.
[FOR HEARING TODAY. (4/6)

APPEAL NO. 88-123

CHARLES F. HAINES, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 20, 1988, to
[Michael Joyce, permit
[to Erect a Structure
[at 705 Foerster Street.
[APPLICATION NO. 8713359.
[FOR HEARING TODAY. (6/14)

APPEAL NO. 88-124

CHARLES F. HAINES, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 20, 1988, to
[Michael Joyce, permit
[to Erect a Structure
[at 709 Foerster Street.
[APPLICATION NO. 8713357.
[FOR HEARING TODAY. (5/14)

APPEAL NO. 88-103

WALLACE LIM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on March 31, 1988,
[of permit to Erect a Structure
[at 50 Torrens Court.
[APPLICATION NO. 8609945.
[FOR HEARING TODAY. (5/24)

APPEAL NO. 88-082

NEIGHBORS & PROPERTY OWNERS
ASSOCIATION, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 11, 1988, to
[Wallace Lim, permit to
[Erect a Structure at
[50 Torrens Court.
[APPLICATION NO. 8609945.
[FOR HEARING TODAY. (5/4)

APPEAL NO. 88-114

HARLEY C. HARDESTY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 6, 1988, to
[Charles Mosser, permit
[to Alter a building at
[2350 Union Street.
[APPLICATION NO. 8801882.
[FOR HEARING TODAY. (5/30)

APPEAL NO. 88-116

MR. & MRS. A. ALARCON, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 15, 1988, to
[Chris Lane, permit to
[Alter a Building at
[1400 Washington St.
[APPLICATION NO. 8803292.
[FOR HEARING TODAY. (6/4)

APPEAL NO. 88-119

JOHN D. MICHAEL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 18, 1988, to
[Mike Sarfaty, permit to
[Alter a Building at
[741-743 Castro St. and
[588 Liberty St.
[APPLICATION NO. 8803435.
[FOR HEARING TODAY. (6/11)

APPEAL NO. V88-122

SAMUEL NOILY, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting conditions 2 & 4 of
[issuance on April 20, 1988,
[of Rear Yard variance sought
[for property located at
[1229 Diamond Street.
[VARIANCE CASE NO. 87.236V.
[FOR HEARING TODAY. (6/13)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

RALPH D. HOUSE	COMMISSIONER
VICTOR G. MAKRAS	COMMISSIONER
ESTHER Y. MARKS	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for their presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
City Hall - Room 154-A
San Francisco CA 94102

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Agenda

MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JUNE 22, 1988
5:00 P.M., ROOM 282, CITY HALL

A. Informational presentation and discussion of the following matters:

NOTE: No public testimony will be received at this time. This is for informational purposes only and will not involve action on any matters.

1. Board of Permit Appeals Organization.

2. Charter, Ordinances, Prop M, Board Rules, Economic Interest Statements and travel out of state letters to the Mayor.

3. City Attorney.

4. Types of Appeals:

   a. Public Works - Demolition, alteration and new construction permits.

   b. City Planning - Discretionary Review decisions of Planning Commission on building permits. Variance decisions and determinations of Zoning Administrator. Project authorization decisions (beauty contest).

   c. Police - Taxicab, taxi driver, massage parlor, massage employee, mobile caterer, mechanical amusement device, billiard parlor, place of entertainment, cabaret permits, and pushcart permits.

   d. Art Commission - Street artist permits.

   e. Public Health - Restaurant and food storage permits.

   f. Fire - Parking lots, vehicle storage garage permits.

   g. Redevelopment Agency - Building permits.

B. Public Comment.

NOTE: Public comment will be limited in length to 3 minutes per speaker. The Board will not act on any matters raised.

ADJOURNMENT

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JULY 13, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A Appeal No. 88-150. Hearing June 29, 1988. Upon motion of Vice President Makras, the Board voted 4-0 to overrule the Zoning Administrator's Order.

ITEM B Appeal No. 88-116. Hearing June 29, 1988. Upon motion of Commissioner Melbostad, the Board voted 5-0 to uphold the department and grant the permit subject to conditions.

REQUEST FOR REHEARING:

ITEM C: Letter from Charles F. Haines requesting a rehearing of Appeals Nos. 88-123 and 88-124. Hearing June 15, 1988. Upon motion of Vice President Makras, the Board voted 4-1 (President Marks dissented) to uphold the department and grant the permits subject to conditions. The appellant protested the issuance of permits to erect structures at 705 Foerster Street and 709 Foerster Street.

ITEM D: Letter from Howard N. Ellman, Esq., requesting rehearing of Appeal No. 88-046. Hearing June 29, 1988. The appellants, Pacific Avenue Neighbors, had appealed the issuance of permit to alter a building at 2961 Pacific Avenue. Upon motion of Commissioner Prior, the Board voted 5-0 to uphold the department and grant the permit.

APPEAL NO. 88-146

WARNOCK A. HOLMES, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1988, to John Lau,
[permit to Alter a Building
[at 258-18th Avenue.
[APPLICATION NO. 8707464.
[FOR FURTHER HEARING TODAY. (7/13)

APPEAL NO. 88-081

JAD JABER, Appellant
vs.
HEALTH DEPARTMENT, Respondent
CITY PLANNING DISAPPROVAL

[Denial on March 24, 1988,.
[of Health Department permit
[for a food warehouse
[at 1010½ York Street.
[FOR REHEARING TODAY. (5/3)

APPEAL NO. 88-162

ZUNI CAFE, Appellant
vs.
DEPT. PUBLIC HEALTH, Respondent

[Order on June 15, 1988,
[to cease from the operation
[of an oven at 1658 Market St.
[RESOLUTION NO. 88-27.
[FOR HEARING TODAY. (7/26)

APPEAL NO. 88-161

MICHAEL MALBASA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[on June 15, 1988, for
[work done at 1008 Alabama
[Street.
[APPLICATION NO. 8805939.
[FOR HEARING TODAY. (7/26)

APPEAL NO. 88-168

MARKBOROUGH CALIFORNIA PROPERTIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 10, 1988, to
[Federal Home Loan Bank,
[permit to Demolish a Building
[at 600 California Street.
[APPLICATION NO. 8803564.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-169

MARKBOROUGH CALIFORNIA PROPERTIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 10, 1988, to
[Federal Home Loan Bank,
[permit to Demolish a Building
[at 551 Kearny Street.
[APPLICATION NO. 8803563.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-101

NANCY & STUART SCHEINHOLTZ,
vs. Appellants
DEPT. CITY PLANNING, Respondent

[Denial on April 12, 1988,
[of permit to Alter a Building
[at 2417-2421 Larkin Street.
[APPLICATION NO. 8802314.
[FOR HEARING TODAY. (5/23)

APPEAL NO. 88-151

RUPERT YAM, Appellant
vs.
DEPT PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Rejection on June 1, 1988,
[of permit application to
[Alter a Building at
[80 Panorama Dr.
[APPLICATION NO. 9000209.
[FOR HEARING TODAY. (7/18)

APPEAL NO. 88-144

FOUNDATION FOR SAN FRANCISCO
ARCHITECTURAL HERITAGE,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1988, to Four
[Seas Invstmnt Corp., permit
[to Demolish a Building
[at 612 Washington Street.
[(Colombo Building)
[APPLICATION NO. 8714212.
[FOR HEARING TODAY. (7/7)

APPEAL NO. 88-152

MARC LORAN, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 26, 1988, to
[Mark Tam, permit to
[Demolish a Building
[at 1641 12th Avenue.
[APPLICATION NO. 8604078.
[FOR HEARING TODAY. (7/19)

APPEAL NO. 88-148

MARC LORAN, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 27, 1988, to
[Mark Tam, permit to
[Erect a Structure
[at 1641 12th Avenue.
[APPLICATION NO. 8613318.
[FOR HEARING TODAY. (7/16)

APPEAL NO. 88-153

GARY RAUGH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 26, 1988, to
[Maria & George Hartman TR,
[permit to Alter a Building
[at 2600 Pacific Avenue.
[APPLICATION NO. 8604078.
[FOR HEARING TODAY. (7/19)

APPEAL NO. 88-155

GEORGIA BRITTAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 27, 1988, to
[Steve Beckerman, permit
[to Demolish a Building
[at 4023 Army Street.
[APPLICATION NO. 8706496.
[FOR HEARING TODAY. (7/23)

APPEAL NO. 88-163

13) 2029 FILLMORE STREET TENANTS, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 9, 1988, to
[Astoriam Investments, permit
[to Alter a Building at
[2029 Fillmore Street.
[APPLICATION NO. 8807669.
[FOR HEARING TODAY. (7/27

APPEAL NO. 88-166

14) FOSTER REED, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 7, 1988, to H. Shapiro,
[C. McCullough & H. Schneider,
[permit to Erect a Structure
[at 932 Church Street.
[APPLICATION NO. 8801191.
[FOR HEARING TODAY. (7/31

APPEAL NO. 88-173

15) SAN FRANCISCO BUILDING & CONSTRUCTION TRADES COUNCIL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[April 8, 1988, to
[Anthony Wong, permit
[to Erect a Structure
[at 3640 18th Street.
[APPLICATION NO. 8707470.
[FOR HEARING TODAY. (5/28

(16) **PUBLIC COMMENT:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

[illegible] OF [illegible]T APPEALS
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= Agenda -85

MEETING OF THE BOARD OF PERMIT APPEALS

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WEDNESDAY, JULY 20, 1988

5:00 P.M., ROOM 282, CITY HALL

ATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

EQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

TEM A Letter from Michael D. Franklin requesting the Board to take jurisdiction over ermit issued for a Kosher hot dog stand in the 1200 block of Battery Street adjacent o Levi's Plaza.

Permit issued	June 14, 1988
Appeal period ended	June 29, 1988
Request for jurisdiction received	July 8, 1988

EQUESTS FOR REHEARING:

TEM B Letter from Stanley M. Smith requesting rehearing of Appeal No. 88-138. ppellant had protested the issuance of permit to Erect a Structure at 2261 Bush treet. Hearing June 29, 1988. Upon motion Commissioner Prior, the Board voted -1 (Commissioner House dissented) to uphold the department and grant the permit.

TEM C Letter from Brian Connors, Esq. on behalf of Christopher Lane and the 1400 ashington Street Association, requesting rehearing of Appeal No.88-116. Hearing une 29, 1988. Appellants had protested the issuance to Mr. Connor's clients a ermit to alter a building at 1400 Washington Street. Upon motion of Commissioner elbostad, the Board voted 5-0 to uphold the department and grant the permit ubject to conditions.

TEM D Letter from Sal C. Balistreri, Esq., on behalf of Anthony Ching, requesting ehearing of Appeal No. 88-140. Hearing June 29, 1988. Appellant had appealed the enial of masseur permit at 1750 Geary Boulevard. Upon motion of Commissioner ouse, the Board voted 5-0 to uphold the department and deny the permit.

TEM E Letter from Jack Wholey, Esq., on behalf of permit holder, John Woolley, Jr., equesting that the Board reconsider its' decision to rehear Appeal No. 88-126. e Appellant, Albert R. Ujcic, had protested the issuance of a permit to erect structure at 236 Randall Street. On June 29, 1988, upon motion of Commissioner ior, the Board voted 5-0 to rehear the appeal and scheduled it for hearing on ly 20, 1988.

R ADOPTION OF FINDINGS ONLY: Public hearing closed.

EM F Appeals Nos. 88-168 and 88-169. Hearing July 13, 1988. Upon motion of mmissioner Melbostad, the Board voted 3-1 (Commissioner House dissented) to hold the department and grant the permits. The permits were issued to the deral Home Loan Bank to demolish buildings at 600 California Street and 551 arny Street.

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 88-162

ZUNI CAFE, Appellant
vs.
DEPT. PUBLIC HEALTH, Respondent

[Order on June 15, 1988,
[to cease from the operation
[of an oven at 1658 Market St.
[RESOLUTION NO. 88-27.
[FOR FURTHER HEARING TODAY. (7/26)

APPEAL NO. 88-155

GEORGIA BRITTAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 27, 1988, to
[Steve Beckerman, permit
[to Demolish a Building
[at 4023 Army Street.
[APPLICATION NO. 8706496.
[FOR FURTHER HEARING TODAY. (7/23)

APPEAL NO. 88-163

2029 FILLMORE STREET TENANTS,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 9, 1988, to
[Astoriam Investments, permit
[to Alter a Building at
[2029 Fillmore Street.
[APPLICATION NO. 8807669.
[FOR FURTHER HEARING TODAY. (7/27)

APPEAL NO. 88-173

SAN FRANCISCO BUILDING &
CONSTRUCTION TRADES COUNCIL,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[April 8, 1988, to
[Anthony Wong, permit
[to Erect a Structure
[at 3640 18th Street.
[APPLICATION NO. 8707470.
[FOR FURTHER HEARING TODAY. (5/28)

APPEAL NO. V88-145

ANDRES de la CRUZ, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on May 24, 1988,
[Front Setback Variance
[sought for property
[located at 483 Rolph St.
[VARIANCE CASE NO. 87.579DV.
[FOR FURTHER HEARING TODAY. (7/7)

APPEAL NO 88-126

ALBERT R. UJCIC, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 22, 1988, to
[John Woolley, Jr., permit
[to Erect a Structure at
[236 Randall St. (87.461D).
[APPLICATION NO. 8709134.
[FOR REHEARING TODAY. (6/18)

APPEAL NO. 88-167

HENRY LUCERO, Jr., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[on June 24, 1988,
[for work done without a
[permit at 3335 26th Ave.
[APPLICATION NO. 8806142.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-178

AMERAH EDAIS, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 22, 1988,
[of Mechanical Amusement
[Device permit at
[5001 Third Street.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 88-179

STAR SHEET METAL & HEATING
CO., INC. Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
HEALTH DEPT. DISAPPROVAL

[Denial on June 20, 1988,
[of permit to Alter
[a Building at
[3445 California St.
[(Hood over Rotisserie)
[APPLICATION NO. 8804778.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 88-154

IZKO POSLAVSKY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on June 7, 1988, of
[permit to Alter a Building
[at 1588 18th Avenue.
[APPLICATION NO. 8709900.
[FOR HEARING TODAY. (7/20)

APPEAL NO. 88-176

ROBERT P. CLARKE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 17, 1988, to
[Yu Sio Ping & So Sin Yu,
[permit to Alter a Building
[at 623 - 22nd Avenue.
[APPLICATION NO. 8706937.
[FOR HEARING TODAY. (8/10)

APPEAL NO. 88-177

GEORGE G. SHELTON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 23, 1988, to
[Raul Raguz, permit to
[Alter a Building at
[2670 Greenwich Street.
[APPLICATION NO. 8711562.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 88-183

PENNY BROGDEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 22, 1988, to
[Grant-Green Partnership,
[permit to Alter a
[Building at 1416 Grant Ave.
[APPLICATION NO. 8802949.
[FOR HEARING TODAY. (8/16)

APPEAL NO. 88-141

JOSEPH ALLEN KAUFMAN, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Determination on May 20, 1988,
[that a Union Meeting Hall is
[considered a Private Club and
[not a Commercial Use under
[applicable North of Market
[Special Use Provisions.
[FOR HEARING TODAY. (7/12)

SPECIAL MEETING OF THE BOARD

APPEAL NO. 88-155

GEORGIA BRITTAN, Appellant
#4) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 27, 1988, to
[Steve Beckerman, permit
[to Demolish a Building
[at 4023 Army Street.
[SITE INSPECTION TUESDAY,
[JULY 19, 1988, AT 5:00 P.M. (7/23)

APPEAL NO. 88-163

2029 FILLMORE STREET TENANTS,
#5) vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 9, 1988, to
[Astoriam Investments, permit
[to Alter a Building at
[2029 Fillmore Street.
[SITE INSPECTION TUESDAY,
[JULY 19, 1988, AT 6:00 P.M.. (7/27)

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, AUGUST 3, 1988

5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A Appeal No. 88-126. Hearing July 20, 1988. The appellant, Albert R. Ujcic, had appealed the issuance of a permit to erect a structure at 236 Randall Street. Upon motion of Vice President Makras, the Board voted 4-1 (President Marks dissented) to uphold the Department and grant the permit.

REQUEST FOR MODIFICATION OF CONDITION:

ITEM NO. C Appeal No. 87-351. On January 20, 1988, the Board voted 5-0 to uphold an alteration permit for renovation of a 30-unit apartment house at 1416 Grant Avenue on condition that the permit would be valid for six months. The permit holder seeks a 5-month extension in order to finish the renovation. (Building Permit Application No. 8713104).

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 87-348

HOWARD & MAUREEN SCHAADT & JEANNE GOLDMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 25, 1987, to
[Diane Mei-Ling So, permit
[to Alter a Building at
[1836 Pacheco Street.
[APPLICATION NO. 8710849.
[FOR FURTHER HEARING TODAY. (1/16)

APPEAL NO. 88-129

DEBRA SHARABI, Appellant
vs.
POLICE DEPT., Respondent

[Denial on May 6, 1988,
[of Pushcart Peddler permit
[at the southeast corner of
[Geary & Mason Streets.
[FOR REHEARING TODAY. (6/20)

APPEAL NO. 88-184

LINDA PAK, Appellant
vs.
POLICE DEPT., Respondent

[Denial on June 22, 1988, of
[Outcall Massage Service permit.
[FOR HEARING TODAY. (8/1)

APPEAL NO. 88-081

JAD JABER, Appellant
vs.
HEALTH DEPARTMENT, Respondent
CITY PLANNING DISAPPROVAL

[Denial on March 24, 1988,
[of Health Department permit
[for a food warehouse
[at 1010½ York Street.
[FOR REHEARING TODAY. (5/3)

APPEAL NO. 88-180

SAN FRANCISCO AMBULANCE ASSOC., Appellants
vs.
DEPT. PUBLIC HEALTH, Respondents

[Protesting issuance on
[June 20, 1988, to
[Emergency Resource Group,
[Inc., permit for Routine
[Medical Transport Vehicle
[Service.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 88-139

JIM MULLINS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on May 31, 1988,
[of permit to Erect a Structure
[at 38 San Jose Avenue.
[APPLICATION NO. 8710539.
[FOR HEARING TODAY. (7/3)

APPEAL NO. 88-172

MICHAEL O'BRIEN, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on June 24, 1988, of
[permit to Demolish a Building
[at 1578 - 10th Avenue.
[APPLICATION NO. 8714447.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-171

MICHAEL O'BRIEN, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on June 24, 1988, of
[permit to Erect a Structure
[at 1578 - 10th Avenue.
[APPLICATION NO. 8614827.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-181

CLAUDIA SHEA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 22, 1988, to
[Gow Y. Lee, permit
[to Alter a Building at
[315 Corbett Avenue.
[APPLICATION NO. 8805526.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 88-186

HELEN MARTIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 24, 1988, to
[William J. Mandel, permit
[to Alter a Building at
[140 Divisadero Street.
[APPLICATION NO. 8806514.
[FOR HEARING TODAY. (8/20)

APPEAL NO. 88-187

DAVID GREEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 6, 1988, to
[Veronica Tedeschi, permit
[to Alter a Building at
[584-586 2nd Avenue.
[APPLICATION NO. 8710671.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-195

JEANNE GHIGLIERI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 30, 1988, to
[R. Sander, permit to
[Alter a Building at
[39 Genoa Place.
[APPLICATION NO. 8800602.
[FOR HEARING TODAY. (8/23)

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, AUGUST 10, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM A Letter from Nathaniel Abel requesting the Board to take jurisdiction over permit issued for a structural addition at 8 Russian Hill Place.

Permit issued	July 11, 1988
Appeal period ended	July 26, 1988
Request for jurisdiction received	July 29, 1988

REQUESTS FOR REHEARING:

ITEM B Letter from Michael Hallett, on behalf of permit holder, Raul Raguz, requesting a rehearing of Appeal No. 88-177. Hearing July 20, 1988. The appellant, George G. Shelton, had appealed the issuance of permit to alter a building at 2670 Greenwich Street. Upon motion of Commissioner House, the Board voted 4-1 (Commissioner Prior dissented) to overrule the department and revoke the permit.

ITEM C Letter from Janos Gluck, permit holder, requesting rehearing of Appeal No. 88-183. Appellant had protested issuance of permit to alter a building at 1416 Grant Avenue. Upon motion of Commissioner Prior, the Board voted 5-0 to overrule the department and deny the permit.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM D Appeal No. 88-139. Hearing August 3, 1988. Denial of permit to erect a structure at 38 San Jose Avenue. Upon motion of Commissioner Melbostad, the Board voted 4-1 (President Marks dissented) to overrule the department and grant the permit subject to conditions.

REQUEST FOR MODIFICATION OF CONDITION:

ITEM E Appeal No. 87-351. On January 20, 1988, the Board voted 5-0 to uphold an alteration permit for renovation of a 30-unit apartment house at 1416 Grant Avenue on condition that the permit would be valid for six months. The permit holder seeks a 6-month extension in order to finish the renovation (Building Permit Application No. 8713104).

ITEM F Consideration of letter from Margaret A. Verges for Presidio Avenue Association of Concerned Neighbors regarding toxic materials and the Kaiser project site at 2130-2140 O'Farrell Street.

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 88-162

ZUNI CAFE, Appellant
vs.
DEPT. PUBLIC HEALTH, Respondent

[Order on June 15, 1988,
[to cease from the operation
[of an oven at 1658 Market St.
[RESOLUTION NO. 88-27.
[FOR FURTHER HEARING TODAY. (7/26)

APPEAL NO. 88-176

ROBERT P. CLARKE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 17, 1988, to
[Yu Sio Ping & So Sin Yu,
[permit to Alter a Building
[at 623 - 22nd Avenue.
[APPLICATION NO. 8706937.
[FOR FURTHER HEARING TODAY. (8/10)

APPEAL NO. 88-127

ERIC SCHWARTZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 2, 1988, to
[Lisle Payne, permit to
[Alter a Building at
[3616 Jackson Street.
[APPLICATION NO. 8805429.
[FOR HEARING TODAY. (6/20)

APPEAL NO. 88-184

LINDA PAK, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 22, 1988,
[of Outcall Massage Service
[permit.
[FOR HEARING TODAY. (8/1)

APPEAL NO. 88-202

MICHAEL D. FRANKLIN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Protesting issuance on
[June 14, 1988, to
[David T. Tomas, Pushcart
[Peddler's permit at
[1200 Block of Battery St.
[METER #1219.
[dba "DAVID'S KOSHER FRANKS".
[FOR HEARING TODAY. (9/11)

APPEAL NO. 88-197

JANET TRAUB, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of Penalty Imposed on
[July 18, 1988, for work
[done at 1229 Washington St.
[APPLICATION NO. 8803036.
[FOR HEARING TODAY. (7/29)

APPEAL NO. 88-196

JOANNA MC CLURE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on July 12, 1988, of
[permit to Alter a Building
[at 861 Ashbury Street.
[APPLICATION NO. 8807644.
[FOR HEARING TODAY. (8/23)

APPEAL NO. 88-198

DRAKE GARDNER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on July 5, 1988, of
[permit to Alter a Building
[at 151-155 Divisadero St.
[APPLICATION NO. 8806311.
[FOR HEARING TODAY. (7/29)

APPEAL NO. 88-188

JAMES E. THOMPSON & DIANA KERR, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 191 Cresta Vista Drive.
[APPLICATION NO. 8707448.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-189

JAMES E. THOMPSON & DIANA KERR, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 185 Cresta Vista Drive.
[APPLICATION NO. 8707449.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-190

JAMES E. THOMPSON & DIANA KERR, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 181 Cresta Vista Drive.
[APPLICATION NO. 8707450.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-191

JAMES E. THOMPSON & DIANA KERR, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 175 Cresta Vista Drive.
[APPLICATION NO. 8707451.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-192

JAMES E. THOMPSON & DIANA KERR,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 167 Cresta Vista Drive.
[APPLICATION NO. 8707452.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-193

JAMES E. THOMPSON & DIANA KERR,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 161 Cresta Vista Drive.
[APPLICATION NO. 8707453.
[FOR HEARING TODAY. (8/22)

APPEAL NO. 88-194

JAMES E. THOMPSON & DIANA KERR,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1988, to
[Vista Villa Investments,
[permit to Erect a Structure,
[at 155 Cresta Vista Drive.
[APPLICATION NO. 8707454.
[FOR HEARING TODAY. (8/22)

Consideration of letter to Commissioner Beverly J. Prior from Michael Stanton, AIA, concerning Proposition M and affordable housing.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
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City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, AUGUST 24, 1988

5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM A Letter and other materials from Margaret A. Verges, spokesperson for the Presidio Avenue Association of Concerned Neighbors requesting that the Board take jurisdiction over two recently issued alteration building permits for work at 2190 O'Farrell Street on the Kaiser E-Z Storage garage. Application No. 8802285 for modification of entrance for parking and addition of new lane.

Permit issued	June 21, 1988
Appeal period ended	July 6, 1988
Letter received	July 25, 1988

ITEM B Application No. 8806779 to remodel ground floor elevator lobby for new snack bar at 2190 O'Farrell Street.

Permit issued	July 14, 1988
Appeal period ended	July 29, 1988
Letter received	July 25, 1988

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ITEM C Letter from Robert Beishline dated August 16,1988, requesting that the Board take jurisdiction over an Order to Cease Violation of the Planning Code issued by the Department of City Planning on January 5, 1988. The violations of the Planning Code regulations are change of copy on an illegal sign and lettering on an awning without a permit, all at 975 Bush Street.

Order issued	January 5, 1988
Appeal period ended(10-day period in effect still)	January 15, 1988
Letter received	August 16, 1988

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM D Appeal No. 88-139. Hearing August 3, 1988. Denial of permit to erect a new 3-unit, 3-occupied level residential building at 38 San Jose Avenue. Upon motion of Commissioner Melbostad, the Board voted 4-1 (President Marks dissented) to overrule the department and to grant the permit subject to conditions.

ITEM E Appeal No. 88-141. Hearing July 20, 1988. Determination by the Department of City Planning that a union meeting hall is a private club or lodge. Upon motion of President Marks the Board voted 4-1 (Commissioner Prior dissented) to overrule the department and to deem the proposed use a commercial use not a private club or lodge.

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

HOWARD & MAUREEN SCHAADT & JEANNE GOLDMAN, Appellants vs. DEPT. PUBLIC WORKS, Respondent CITY PLANNING APPROVAL	APPEAL NO. 87-340 [Protesting issuance on [November 25, 1987, to [Diane Mei-Ling So, permit [to Alter a Building at [1836 Pacheco Street. [APPLICATION NO. 8710849. [FOR FURTHER HEARING TODAY.	(1/16)
ZUNI CAFE, Appellant vs. DEPT. PUBLIC HEALTH, Respondent	APPEAL NO. 88-162 [Order on June 15, 1988, [to cease from the operation [of an oven at 1658 Market St. [RESOLUTION NO. 88-27. [FOR FURTHER HEARING TODAY.	(7/26)
CRAIG DAVISON, Appellant vs. DEPT. PUBLIC WORKS, Respondent	APPEAL NO. 88-206 [Appealing for refund [of penalty imposed on [August 5, 1988, for [work done without permit [at 3839 Washington Street. [(Presidio Hill School). [APPLICATION NO. 8810471. [FOR HEARING TODAY.	(9/14)
IZKO POSLAVSKY, Appellant vs. DEPT. PUBLIC WORKS, Respondent CITY PLANNING DISAPPROVAL	APPEAL NO. 88-154 [Denial on June 7, 1988, of [permit to Alter a Building [at 1588 18th Avenue. [APPLICATION NO. 8709900. [FOR HEARING TODAY.	(7/20)
ANNA MULROY & DOROTHY COYLE, vs. Appellants DEPT. PUBLIC WORKS, Respondent CITY PLANNING APPROVAL	APPEAL NO. 88-208 [Protesting issuance on [July 25, 1988, to [John & Nanette Madden, [permit to Alter a Building [at 168 Kenwood Way. [APPLICATION NO. 8805080. [FOR HEARING TODAY.	(9/17)
MICHAEL O'BRIEN, Appellant vs. DEPT. CITY PLANNING, Respondent	APPEAL NO. 88-172 [Denial on June 24, 1988, of [permit to Demolish a Building [at 1578 - 10th Avenue. [APPLICATION NO. 8714447. [FOR HEARING TODAY.	(8/3)

APPEAL NO. 88-171

MICHAEL O'BRIEN, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on June 24, 1988, of
[permit to Erect a Structure
[at 1578 - 10th Avenue.
[APPLICATION NO. 861482/.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-200

JAMES Y. CHIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on July 11, 1988, of
[permit to Alter a Building
[at 2191 31st Avenue.
[APPLICATION NO. 870[illegible].
[FOR HEARING TODAY. (9/4)

APPEAL NO. 88-185

GORDON C. WONG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 19, 1988, to
[Stephen Goldstine, permit
[to Alter a Building at
[1331 Green Street.
[APPLICATION NO. 8711803.
[FOR HEARING TODAY. (8/17)

APPEAL NO. 88-203

GERALD & PEGGY MEYERS,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 26, 1988, to
[Ronald Ernst, permit to
[Alter a Building at
[774 Duncan St.
[APPLICATION NO. 8708687.
[FOR HEARING TODAY. (9/12)

) Last Item: Consideration of letter to Commissioner Beverly J. Prior from Michael Stanton, AIA, concerning Proposition M and affordable housing. The Board will also discuss residential alterations and additions and criteria for review of permit appeals involving such alterations.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAVRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELROSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9889

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows. In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, AUGUST 31, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR REHEARING:

ITEM A: Letter from Bob Clarke, appellant, requesting rehearing of Appeal No. 88-176. Hearing August 10, 1988. Mr. Clarke had protested the issuance of a permit to alter a building at 623-22nd Avenue. Upon motion of Commissioner House, the Board voted 4-0 to uphold the department and grant the permit subject to conditions. Commissioner Prior was absent for this appeal.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM B: Letter from Alice Devine requesting the Board to take jurisdiction over a permit issued for pushcart peddler located at N.W. corner of Spear and Howard Street.

Permit issued	June 7, 1988
Appeal period ended	June 22, 1988
Request for jurisdiction received	August 22, 1988

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-195

JEANNE GHIGLIERI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 30, 1988, to
[R. Sander, permit to
[Alter a Building at
[39 Genoa Place.
[APPLICATION NO. 8800602.
[FOR FURTHER HEARING TODAY. (8/23)

APPEAL NO. 88-205

LIEN KIM NGUYEN, Appellant
vs.
POLICE DEPT., Respondent

[Denial on July 25, 1988,
[of a Masseuse permit at
[451 O'Farrell Street.
[FOR HEARING TODAY. (9/14)

APPEAL NO. 88-209

RAYMOND I. WILSON, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on July 25, 1988
[of Driver Public Vehicle
[permit for 30 days to be
[held in abeyance during a
[one year probation period.
[FOR HEARING TODAY. (9/18)

APPEAL NO. 88-214

LISA JURINA, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on August 3, 1988,
[of a Masseuse permit for
[work at 1 Colin Place, dba,
["Aloha Spa".
[FOR HEARING TODAY. (9/24)

APPEAL NO. 88-210

WILLIAM H. BILLINGSLEY,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent

[Denial on August 4, 1988,
[of permit to Alter a
[Building at 1801 Broadway
[Street.
[APPLICATION NO. 8808882.
[FOR HEARING TODAY. (9/18)

APPEAL NO. 88-213

VICTORIA VASSELLO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 8, 1988, to
[Giampiero Pucci, permit
[to Alter a Building at
[480 Princeton Street.
[APPLICATION NO. 8806932.
[FOR HEARING TODAY. (9/24)

LAST ITEM: Public Comment: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

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The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

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REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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PUBLIC NOTICE

NO MEETING OF THE BOARD OF PERMIT APPEALS HAS BEEN SCHEDULED FOR SEPTEMBER 7, 1988.

THE NEXT MEETING OF THE BOARD IS SCHEDULED FOR SEPTEMBER 14, 1988, AT 5:00 P.M., ROOM 282, CITY HALL.

ANY QUESTIONS CONCERNING SCHEDULING OR ANY OTHER PERMIT APPEALS MATTERS MAY BE DIRECTED TO THE STAFF AT 554-6720 IN THE BOARD OFFICE, ROOM 154-A, CITY HALL.

BOARD OF PERMIT APPEALS

BY Robert H. Feldman
ROBERT H. FELDMAN
EXECUTIVE DIRECTOR

DATE OF THIS NOTICE: SEPTEMBER 2, 1988

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, SEPTEMBER 14, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUESTS FOR REHEARING:

ITEM A Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 88-154. Dates of hearing July 20, 1988, and August 24, 1988. The appellant Izko Poslavsky, had appealed the denial of permit to alter a building at 1588-18th Ave. Upon motion of Vice President Makras, the Board voted 5-0 to overrule the department and grant the permit.

ITEM B Letter from Anna Mulroy and Dorothy Coyle requesting rehearing of Appeal No. 88-208. Hearing August 24, 1988. The appellants had protested the issuance of permit to alter a building at 168 Kenwood Way. Upon motion of Commissioner House, the Board voted 3-2 (Marks and Melbostad dissented) to uphold the department and grant the permit. Four votes being needed to overrule, the department is upheld and the permit granted.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM C Appeal No.V88-145. Hearing July 20, 1988. The appellant, Andres de la Cruz, protested the denial of a variance for property located at 483 Rolph Street. Upon motion of Commissioner Prior, the Board voted 5-0 to overrule the Zoning Administrator and grant the permit subject to conditions.

CORRESPONDENCE:

ITEM D Letter from Thomas J. Mellon on behalf of Len Mejia, the neighbor adjacent to the subject property at 38 San Jose Avenue, calling "upon the Board of Permit Appeals, its members and its staff to take any and all necessary action, by way of further proceedings, rehearing of this matter or otherwise, to correct the record to accurately reflect the proceedings that have occurred in this matter." At its hearing on August 3, 1988, upon motion of Commissioner Melbostad, the Board voted 4-1 (President Marks dissented) to overrule the department and grant the permit subject to conditions. On August 24, 1988, upon motion of Vice-President Makras, the Board voted 3-2 (Marks and Melbostad dissenting) to adopt findings of fact and conditions supporting the decision of August 3, 1988.

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-184

LINDA PAK, Appellant vs. POLICE DEPT., Respondent	[Denial on June 22, 1988, of [Outcall Massage Service permit. [FOR HEARING TODAY. (8/1)

APPEAL NO. 88-221

PHANNIPA BRAXTON, Appellant
vs.
POLICE DEPT., Respondent

[Denial on August 3, 1988,
[of a Masseuse Trainee permit
[at 451 O'Farrell Street.
[FOR HEARING TODAY. (9/26)

APPEAL NO. 88-204

GRIFFIN V. ALANSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[imposed on July 29, 1988,
[for work done without a
[permit at 422 Haight St.
[APPLICATION NO. 8711660.
[FOR HEARING TODAY. (9/14)

APPEAL NO. 88-174

DANIEL J. OPPENHEIM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on June 30, 1988, of
[permit to Alter a Building
[at 461 Ashbury Street.
[APPLICATION NO. 8802014.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-216

ROBERT F. BARKER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 16, 1988, of
[permit to Alter a Building
[at 715 Schrader Street.
[APPLICATION NO. 8806906.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 88-219

JAMES L. GATTEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on August 16, 1988, of
[permit to Alter a Building at
[at 1975 - 8th Avenue.
[APPLICATION NO. 8808193.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 88-211

STEVEN & ALBA SCHUSCHEREBA,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 27, 1988, to
[J. Orecchia & N. Lopez,
[permit to Alter a Building
[at 551 46th Avenue.
[APPLICATION NO. 8801526.
[FOR HEARING TODAY. (9/19)

APPEAL NO. 88-215

NICK BERNARTE, ROSE CABALUNA &
NAPOLEON CABALUNA, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[August 3, 1988, to
[Phillip Griffin, permit
[to Alter a Building at
[662 & 662A Natoma St.
[APPLICATION NO. 8808976.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 88-217

JULIET CUATON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 10, 1988, to
[Elba, Henry & Mary Lucero,
[permit to Alter a Building
[at 3335 - 26th Street.
[APPLICATION NO. 8806142.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 88-218

~~NICKOLAS A. DIAMAN, Appellant~~
~~vs.~~
~~DEPT. PUBLIC WORKS, Respondent~~

W/D

~~[Protesting issuance on~~
~~[August 9, 1988, to~~
~~[Larry Wasserman, permit~~
~~[to Alter a Building at~~
~~[2960 Van Ness Avenue.~~
~~[APPLICATION NO. 8807974.~~
~~[FOR HEARING TODAY.~~ (9/25)

APPEAL NO. 88-220

JOE & JACQUELINE GOLDMAN,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 4, 1988, to
[Lew & Hirolso Makino,
[permit to Alter a Building
[at 415 El Camino Del Mar.
[APPLICATION NO. 8811190.
[FOR HEARING TODAY. (9/26)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

BOARD OF PERMIT APPEALS
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SAN FRANCISCO, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, SEPTEMBER 28, 1988
5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUEST FOR REHEARING, AND OTHER CORRESPONDENCE

REQUEST FOR REHEARING:

ITEM A Letter from Genoa Place Neighbors requesting rehearing of Appeal No. 88-195. Hearing August 31, 1988. The appellants had protested the issuance of permit to alter a building at 39 Genoa Place. Upon motion of Vice-President Makras, the Board voted 5-0 to uphold the department and grant the permit subject to conditions.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM B Letter from Mark A. Stevens, AIA, requesting the Board take jurisdication over an Order to Cease Violation of the Planning Code issued May 26, 1988, for removal of banners in front of Spuntino's Restaurant at 524 Van Ness Avenue.

Order issued	May 26, 1988
Appeal period ended	June 10, 1988
Request for jurisdiction received	September 20, 1988

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-139

JIM MULLINS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on May 31, 1988,
[of permit to Erect a Structure
[at 38 San Jose Avenue.
[APPLICATION NO. 8710539.
[FOR REHEARING TODAY. (7/3)

APPEAL NO. 87-302

YOUNG ANN KIM & IN KYUNG KIM, Appellants
vs.
HEALTH DEPARTMENT, Respondent
CITY PLANNING DISAPPROVAL

[Denial on October 9, 1987,
[of permit to Operate a
[Restaurant at 92 Judah St.
[(Joky's Place).
[FOR FURTHER HEARING TODAY. (11/28)

APPEAL NO. 88-129

DEBRA SHARABI, Appellant
vs.
POLICE DEPT., Respondent

[Denial on May 6, 1988,
[of Pushcart Peddler permit
[at the southeast corner of
[Geary & Mason Streets.
[FOR REHEARING TODAY. (6/20)

APPEAL NO. 88-217

JULIET CUATON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 10, 1988, to
[Elba, Henry & Mary Lucero,
[permit to Alter a Building
[at 3335 - 26th Street.
[APPLICATION NO. 8806142.
[FOR FURTHER HEARING TODAY. (9/25)

APPEAL NO. 88-219

JAMES L. GATTEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on August 16, 1988, of
[permit to Alter a Building at
[at 1975 - 8th Avenue.
[APPLICATION NO. 8808193.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 88-226

KAR TUNG SEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed on
[August 29, 1988, for work
[done without a permit at
[390 26th Avenue.
[APPLICATION NO. 8805034.
[FOR HEARING TODAY. (10/8)

APPEAL NO. 88-223

NATHANIEL S. PETERS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on August 9, 1988, of
[permit to Alter a Building
[at 1825 Pine Street.
[APPLICATION NO. 8709950.
[FOR HEARING TODAY. (10/1)

APPEAL NO. 88-228

BETTY KLAUSNER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 16, 1988, of
[permit to Alter a Building
[at 978-980 Guerrero St.
[APPLICATION NO. 8807170.
[FOR HEARING TODAY. (10/10)

APPEAL NO. 88-224

JOHN & JULIE HUGHES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 15, 1988, to
[Barry & Vicky Potthoff,
[permit to Alter a Building
[at 2340 Cecilia Street.
[APPLICATION NO. 8717614.
[FOR HEARING TODAY. (10/3)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

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Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, OCTOBER 5, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE

REQUEST FOR REHEARING:

ITEM A Letter from Thomas J. LaLanne, Esq., on behalf of appellant, Daniel Oppenheim, requesting rehearing of Appeal No. 88-174. Hearing September 14, 1988. The appellant had appealed the denial of permit to alter a building at 461 Ashbury Street. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the department and deny the permit.

ITEM B Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 88-228. Hearing September 28, 1988. The appellant had appealed the denial of a permit to add a cooktop to a social room in a home at 978-980 Guerrero Street.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM C Appeal No. 88-139. Rehearing September 28, 1988. Denial of permit to erect a new 3-unit, 3-occupied level residential building at 38 San Jose Avenue. Upon motion of Commissioner Melbostad, the Board voted 4-1 (President Marks dissented) to overrule the department and grant the permit subject to conditions.

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-242

ROY K. LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed on
[September 12, 1988, for
[work at 2244-50 Mason St.
[APPLICATION NO. 8811367.
[FOR HEARING TODAY. (10/22)

APPEAL NO. 88-170

ROLF LEWIS & MARTIN AUSTIN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 9, 1988, to the
[Hamlin School, permit
[to Alter a Building at
[2120 Broadway Street.
[APPLICATION NO. 8804913.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-229

DHARMA REALM BUDDHIST ASSOC., Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 31, 1988,
[of permit to Alter a
[Building at 711 Grant Ave.
[APPLICATION NO. 8806751.
[FOR HEARING TODAY. (10/10)

APPEAL NO. 88-232

PAUL DUDUM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on August 31, 1988,
[of permit to Demolish a
[Building at 535 Mission St.
[APPLICATION NO. 8806487.
[FOR HEARING TODAY. (10/10)

APPEAL NO. 88-236

ANTON JOHANNE MUZIK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on September 2, 1988,
[of permit to Alter a Building
[at 60 Bret Harte Terrace.
[APPLICATION NO. 8808909.
[FOR HEARING TODAY. (10/16)

APPEAL NO. 88-233

JAMES NEWMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 23, 1988, to
[Ike Guillory, permit to
[Demolish a Building at
[1390 So. Van Ness Ave.
[APPLICATION NO. 8809286.
[FOR HEARING TODAY. (10/11)

APPEAL NO. 88-235

JOHN S. MC GRAW, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 22, 1988, to
[Stanley Dintcho, permit
[to Alter a Building
[at 2253 Mission St.
[APPLICATION NO. 8715672.
[FOR HEARING TODAY (10/12)

APPEAL NO. 88-237

BEN LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Demolish a
[Building at 2925A Larkin St.
[APPLICATION NO. 8809293.
[FOR HEARING TODAY. (10/16)

APPEAL NO. 88-238

BEN LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Erect a Structure
[at 2925A Larkin St.
[APPLICATION NO. 8701915.
[FOR HEARING TODAY. (10/16)

APPEAL NO. 88-240

BRUNO CARAMATTI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Erect a Structure
[at 2925A Larkin St.
[APPLICATION NO. 8701915.
[FOR HEARING TODAY. (10/17)

APPEAL NO. V88-207

LINDA MAYNE, Appellant
vs.
ZONING ADMINISTRATOR,
Respondent

[Denial on July 28, 1988,
[of Rear Yard Variance sought
[for property located at
[61 Jordan Avenue.
[VARIANCE CASE NO. 88.155V
[FOR HEARING TODAY. (9/17)

Consideration of Resolution on Implementation of the Non-Smoking Ordinance. For adoption.

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each person.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, OCTOBER 19, 1988
5:00 P.M., ROOM 282, CITY HALL

= Agenda

TERS FOR CONSIDERATION, REQUEST FOR REHEARINGS AND OTHER CORRESPONDENCE:

UEST FOR REHEARING:

M A: Letter from Nathaniel S. Peters, requesting rehearing of Appeal No. 88-223. ring September 28, 1988. The appellant had appealed the denial of a permit to er a building at 1825 Pine Street. Upon motion of President Marks, the Board ed 5-0 to uphold the department and deny the permit.

UEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

M B: Letter from Richard S. Rose, requesting the Board take jurisdiction over Police Department denial of Second Hand Dealer Permit at 7253 Geary Blvd.

Order issued	September 19, 1988
Appeal period ended	October 4, 1988
Request for jurisdiction received	October 5, 1988

M C: Letter from Richard Connolly, requesting the Board take jurisdiction over mit to Alter a Building at 590 36th Avenue. This permit was originally issued on ruary 8, 1988 and protested by Mr. Connolly on February 17, 1988. The Board heard matter and on March 16, 1988 voted 4-0 (Commissioner Fung was absent) to uphold permit. Subsequently City Planning learned that the Fukuda decision applied and t the permit had been issued improperly without Prop M. findings.

ugust 23, 1988, City Planning notified the Bureau that it had made findings of istency with Prop M and requested that the permit be suspended so that a new ay appeal period could run to enable any protestor to file a protest appeal.

Permit suspended & properly posted	August 31, 1988
Appeal period ended	September 15, 1988
Request for jurisdiction received	October 5, 1988

R PTION OF FINDINGS ONLY: Public Hearing closed.

D: APPEAL NO. 88-170. Hearing October 5, 1988. Protesting issuance of permit ter The Lenin School at 2120 Broadway. Upon motion of Vice-President Makras, Board voted 4-1 (Commissioner House dissented) to grant the permit subject onditions.

C MENT: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-184

LINDA PAK, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 22, 1988, of
[Outcall Massage Service permit.
[FOR HEARING TODAY. (8/1)

APPEAL NO. 88-243

ALICE COOKSON, Appellant
vs.
POLICE DEPARTMENT,
Respondent

[Protesting issuance on
[June 7, 1988, to
[Victoria Motta, of
[Pushcart Peddler's permit
[at the Northwest corner of
[Spear and Howard Streets
[(120 Howard Street).
[FOR HEARING TODAY. (10/25)

APPEAL NO. 88-245

LUNG DEP HOM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund of
[penalty imposed on
[September 20, 1988, for
[work done without a permit
[at 3228 17th Street.
[APPLICATION NO. 8814138.
[FOR HEARING TODAY. (10/30)

ITEMS 6A through 6E shall be heard together.

APPEAL NO. 88-156

HONG KONG METRO REALTY CO., INC.
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4, 1988,
[of permit to Alter a
[Building at 2987-38th Ave.
[APPLICATION NO. 8803251.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-157

HONG KONG METRO REALTY CO., INC.
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4, 1988,
[of permit to Alter a
[Building at 3702 Ulloa St.
[APPLICATION NO. 8803253.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-158

HONG KONG METRO REALTY CO., INC.
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4, 1988,
[of permit to Alter a
[Building at 3712 Ulloa St.
[APPLICATION NO. 8803252.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-159

HONG KONG METRO REALTY CO., INC.
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4, 1988,
[of permit to Alter a
[Building at 3722 Ulloa St.
[APPLICATION NO. 8607795.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-160

HONG KONG METRO REALTY CO., INC.
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4, 1988,
[of permit to Alter a
[Building at 3734 Ulloa St.
[APPLICATION NO. 8607793.
[FOR HEARING TODAY. (7/25)

S 7A and 7B shall be heard together.

APPEAL NO. 88-244

RE C. PILCHER, Appellant
vs.
. PUBLIC WORKS, Respondent
PLANNING APPROVAL

[Protesting issuance on
[September 14, 1988, to
[Roseanna Hughes, permit
[to Erect a Structure at
[4660 25th Street.
[APPLICATION NO. 8801529.
[FOR HEARING TODAY. (10/29)

APPEAL NO. 88-253

LYN H. AHO, Appellant
vs.
. PUBLIC WORKS, Respondent
PLANNING APPROVAL

[Protesting issuance on
[September 14, 1988, to
[Roseanna Hughes, permit
[to Erect a Structure at
[4660 25th Street.
[APPLICATION NO. 8801529.
[FOR HEARING TODAY. (11/8)

S 8A through 8D shall be heard together.

APPEAL NO. 88-246

ARA MESKUNAS & P.A.D.S.,
vs. Appellants
. PUBLIC WORKS, Respondent
PLANNING APPROVAL

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[1717 Eddy Street.
[APPLICATION NO. 8716547S.
[FOR HEARING TODAY. (10/31)

APPEAL NO. 88-247

ARA MESKUNAS & P.A.D.S.,
vs. Appellants
PUBLIC WORKS, Respondent
PLANNING APPROVAL

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[1150 Scott Street.
[APPLICATION NO. 8716554S.
[FOR HEARING TODAY. (10/31)

APPEAL NO. 88-248

RA MESKUNAS & P.A.D.S.,
vs. Appellants
PUBLIC WORKS, Respondent
LANNING APPROVAL

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[1851 Eddy Street.
[APPLICATION NO. 8716557S.
[FOR HEARING TODAY. (10/31)

APPEAL NO. 88-249

MESKUNAS & P.A.D.S.,
vs. Appellants
UBLIC WORKS, Respondent
ANNING APPROVAL

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[1750 Turk Street.
[APPLICATION NO. 8716563S.
[FOR HEARING TODAY. (10/31)

APPEAL NO. 88-250

. H. A. R. P., Appellants
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[September 7, 1988, to
[Martin Lalor, permit
[to Erect a Structure at
[1789 9th Avenue.
[APPLICATION NO. 8711839.
[FOR HEARING TODAY. (11/1)

APPEAL NO. 88-251

ENRY & LILY CHAN, Appellant
vs.
ONING ADMINISTRATOR,
Respondent

[Order on September 9, 1988,
[to Cease Violation of the
[Planning Code for property
[located at 2943 Balboa St.
[FOR HEARING TODAY. (11/2)

APPEAL NO. V88-239

ONALD J. RICE, Appellant
vs.
ONING ADMINISTRATOR,
Respondent

[Denial on August 26, 1988,
[of Rear Yard & Unscreened
[Parking variance sought
[for property located at
[775 Noe St./8-10 Rayburn St.
[VARIANCE CASE NO. 87.511EV
[FOR HEARING TODAY. (10/16)

UBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

SPECIAL MEETING OF THE BOARD

APPEAL NO. 88-237

EN LEE, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Demolish a
[Building at 2925A Larkin St.
[APPLICATION NO. 8809293.
[SITE INSPECTION MONDAY,
[OCTOBER 17, 1988, AT 8:30 A.M.

APPEAL NOS. 88-238 & 88-240

EN LEE, Appellant &
RUNO CARAMATTI, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Erect a Structure
[at 2925A Larkin St.
[APPLICATION NO. 8701915.
[SITE INSPECTION MONDAY,
[OCTOBER 17, 1988, AT 8:30 A.M.

Upon request of the Permit Holders these three appeals were continued and will be heard together on October 26, 1988.)

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for oral arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
[illegible]

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
CITY HALL
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[SF] [AGENDA]

MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, OCTOBER 26, 1988

5:00 P.M., ROOM 282, CITY HALL

TERS FOR CONSIDERATION, REQUEST FOR REHEARING AND OTHER CORRESPONDENCE

UEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

M A: Letters from Jan Reding, President of the Grant Lombard Condominium Association, J. Branning and Lenard G. Weiss, owners of condominiums at 373 Lombard Street, uesting the Board to take jurisdiction over permit issued for construction at Lombard Street.

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Permit issued	July 28, 1988
Appeal period ended	August 12, 1988
Requests for jurisdiction received	October 14, 1988 & October 18, 1988

M B: Appeal No. 88-170, Hamlin School, 2120 Broadway. Adoption of findings.

LIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

EMS 3A through 3C shall be heard together.

APPEAL NO. 88-237

N LEE, Appellant
vs.
PT. PUBLIC WORKS, Respondent
TY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Demolish a
[Building at 2925A Larkin St.
[APPLICATION NO. 8809293.
[FOR HEARING TODAY. (10/16)

APPEAL NO. 88-238

N LEE, Appellant
vs.
PT. PUBLIC WORKS, Respondent
TY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Erect a Structure
[at 2925A Larkin St.
[APPLICATION NO. 8701915.
[FOR HEARING TODAY. (10/16)

APPEAL NO. 88-240

RUNO CARAMATTI, Appellant
vs.
PT. PUBLIC WORKS, Respondent
TY PLANNING APPROVAL

[Protesting issuance on
[August 24, 1988, to
[A. Kotlyar & F. Kaupman,
[permit to Erect a Structure
[at 2925A Larkin St.
[APPLICATION NO. 8701915.
[FOR HEARING TODAY. (10/17)

APPEAL NO. 88-260

OK WAI LEE, Appellant
vs.
PT. PUBLIC WORKS, Respondent

[Imposition of penalty on
[October 11, 1988, for
[work done without a permit
[at 3659-3661 Mission St.
[APPLICATION NO. 8806728.
[FOR HEARING TODAY. (11/20)

APPEAL NO. 88-259

IROSHI FUKUDA, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[May 1, 1987, to Edwin Lum,
[permit to Erect a Structure
[at 148-18th Avenue.
[APPLICATION NO. 8604857.
[FOR HEARING TODAY. (11/20)

APPEAL NO. 88-261

OBERT YICK COMPANY, INC.,
vs. Appellant
EPT. PUBLIC WORKS, Respondent
ITY PLANNING DISAPPROVAL

[Denial on October 4, 1988,
[of permit to Alter a Building
[at 1915 Fillmore Street.
[APPLICATION NO. 8807195.
[FOR HEARING TODAY. (11/12)

APPEAL NO. 88-224

OHN & JULIE HUGHES,
vs. Appellants
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[August 15, 1988, to
[Barry & Vicky Potthoff,
[permit to Alter a Building
[at 2340 Cecilia Street.
[APPLICATION NO. 8717614.
[FOR HEARING TODAY. (10/3)

APPEAL NO. 88-227

NN & RICHARD CARNEY,
vs. Appellants
EPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[August 18, 1988, to
[John Hung, permit to
[Alter a Building at
[2306 Lake Street.
[APPLICATION NO. 8812071.
[FOR HEARING TODAY. (10/9)

APPEAL NO. V88-256

AVID S. GAST & ASSOCIATES,
vs. Appellants
ONING ADMINISTRATOR,
Respondent

[Denial on September 19, 1988,
[of Rear Yard Variance sought
[for property located at
[1908-1908½ Green Street.
[VARIANCE CASE NO. 88.045V.
[FOR HEARING TODAY. (11/8)

APPEAL NO. V88-257

ARLAN & JUDITH KOCH,
vs. Appellants
ONING ADMINISTRATOR,
Respondent

[Protesting issuance on
[September 21, 1988, to
[Mark Brand, of Rear Yard
[Variance sought for
[property located at
[2522 Octavia Street.
[VARIANCE CASE NO. 88.439V.
[FOR HEARING TODAY. (11/12)

JBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

SPECIAL MEETING

ONALD J. RICE, Appellant
vs.
ONING ADMINISTRATOR, Respondent

[Denial of rear yard/lot size variance
[for 775 Noe/8-10 Rayburn.
[Variance 87.511EV.
[**SITE INSPECTION, Monday,**
[**OCTOBER 31 1980, at 8:30** A.M.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
Executive Director
(415) 554-6720

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[SF] [AGENDA]

MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, NOVEMBER 9, 1988

5:00 P.M., ROOM 282, CITY HALL

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1) MATTERS FOR CONSIDERATION, REQUEST FOR REHEARINGS AND OTHER CORRESPONDENCE:

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM A: Letter from M. Adele Lafrenz requesting the Board to take jurisdiction over the demolition permit issued for a building at 4004 Geary Boulevard. (APPLICATION NO. 9716671).

Order issued	September 23, 1988
Appeal period ended	October 10, 1988
Request for jurisdiction received	October 14, 1988

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM B: Appeal No. V88-257. Hearing October 26, 1988. Protesting the granting of a variance for property at 2522 Octavia Street. Upon motion of Vice President Makras, the Board voted 5-0 to overrule the department and deny the variance.

2) PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

ITEMS 3A through 3D shall be heard together.

APPEAL NO. 88-246

3A) BARBARA MESKUNAS & P.A.D.S., Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[at 1717 Eddy Street.
[APPLICATION NO. 8716547S.
[FOR FURTHER HEARING TODAY. (10/

APPEAL NO. 88-247

3B) BARBARA MESKUNAS & P.A.D.S., Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[at 1150 Scott Street.
[APPLICATION NO. 8716554S.
[FOR FURTHER HEARING TODAY. (10/

ARBARA MESKUNAS & P.A.D.S.,
vs. Appellants
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

APPEAL NO. 88-248

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[1851 Eddy Street.
[APPLICATION NO. 8716557S.
[FOR FURTHER HEARING TODAY. (10/31)

ARBARA MESKUNAS & P.A.D.S.,
vs. Appellants
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

APPEAL NO. 88-249

[Protesting issuance on
[September 6, 1988, to
[the SF Housing Authority,
[permit to Erect a Structure
[1750 Turk Street.
[APPLICATION NO. 8716563S.
[FOR FURTHER HEARING TODAY. (10/31)

ONALD J. RICE, Appellant
vs.
ONING ADMINISTRATOR,
Respondent

APPEAL NO. V88-239

[Denial on August 26, 1988,
[of Rear Yard & Lot Size
[variance sought for property
[located at 775 Noe Street/
[8 - 10 Rayburn Street.
[VARIANCE CASE NO. 87.511EV
[FOR FURTHER HEARING TODAY. (10/16)

LAIRE C. PILCHER, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

APPEAL NO. 88-244

[Protesting issuance on
[September 14, 1988, to
[Roseanna Hughes, permit
[to Erect a Structure at
[4660 25th Street.
[APPLICATION NO. 8801529.
[FOR FURTHER HEARING TODAY. (10/29)

AROLYN H. AHO, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

APPEAL NO. 88-253

[Protesting issuance on
[September 14, 1988, to
[Roseanna Hughes, permit
[to Erect a Structure at
[4660 25th Street.
[APPLICATION NO. 8801529.
[FOR FURTHER HEARING TODAY. (11/8)

NDERLOIN HOUSING CLINIC, INC.,
vs. Appellants
PT. PUBLIC WORKS, Respondent
HI APPROVAL

APPEAL NO. 88-263

[Protesting issuance on
[September 29, 1988, to
[Taldan Investment Co.,
[permit to Alter a Building
[at 1405 Van Ness Avenue.
[APPLICATION NO. 8811436.
[FOR HEARING TODAY. (11/23)

APPEAL NO. 88-262

)LYMPIC AUTO REPAIR, Appellant
vs.
FIRE DEPARTMENT, Respondent

[Denial on September 29, 1988,
[of application for a Garage,
[Public Repair permit at
[690 25th Avenue.
[APPLICATION NO. 880077.
[FOR HEARING TODAY. (11/22)

APPEAL NO. 88-266

HO T. TRUONG, dba BANGKOK
ORIENTAL MASSAGE, Appellants
vs.
POLICE DEPARTMENT, Respondent

[Revocation on October 3, 1988,
[of Massage Establishment permit
[at 738 Larkin Street.
[FOR HEARING TODAY. (11/27)

APPEAL NO. 88-258

WILLIAM J. REILLY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[on October 6, 1988,
[for work done at
[1254-58 Montgomery St.
[APPLICATION NO. 8813663.
[FOR HEARING TODAY. (11/15)

APPEAL NO. 88-264

ANDREW PAW, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[on October 6, 1988,
[for work done at
[314 Richland Avenue.
[APPLICATION NO. 8809662.
[FOR HEARING TODAY. (11/26)

APPEAL NO. 88-268

HOLLOW COW, Appellant
vs.
EPT. PUBLIC WORKS, Respondent

[Denial on October 4, 1988,
[of permit to Alter a Building
[at 3165 Steiner Street.
[APPLICATION NO. 8812593.
[FOR HEARING TODAY. (11/28)

APPEAL NO. 88-250

. H. A. R. P., Appellants
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[September 7, 1988, to
[Martin Lalor, permit
[to Erect a Structure at
[1789 9th Avenue.
[APPLICATION NO. 8711839.
[FOR HEARING TODAY. (11/1)

APPEAL NO. 88-252

VAN & SUSAN VICAN, Appellants
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APROVAL

[Protesting issuance on
[September 14, 1988, to
[B. Natale & G. Braid,
[permit to Alter a Building
[at 4380 26th Street.
[APPLICATION NO. 8808070.
[FOR HEARING TODAY. (11/7)

APPEAL NO. 88-267

AMES SMITHSON & MAMORU ARIMOTO,
vs. Appellants
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[October 7, 1988, to
[William F. McDonagh, Jr.,
[permit to Demolish a Building
[at 235 - 237 Collins Street.
[APPLICATION NO. 8712955.
[FOR HEARING TODAY. (11/27)

APPEAL NO. 88-271

NGRID M. APTER, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[October 7, 1988, to
[William F. McDonagh, Jr.,
[permit to Demolish a Building
[at 235 - 237 Collins Street.
[APPLICATION NO. 8712955.
[FOR HEARING TODAY. (11/27)

APPEAL NO. V88-265

LACKSTONE COURT ASSOCIATION,
vs. Appellants
ONING ADMINISTRATOR,
Respondent

[Protesting issuance on
[October 5, 1988, to
[Jeremy Kotas, of Exposure
[of a Dwelling Unit Variance
[sought for property located
[at 1555 Lombard Street &
[30½ Blackstone Court.
[VARIANCE CASE NO. 87.538EAVD.
[FOR HEARING TODAY. (11/26)

UBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
CITY HALL
SAN FRANCISCO, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, NOVEMBER 16, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Nathaniel S. Peters, requesting rehearing of Appeal No. 88-223. Hearing September 28, 1988. The appellant had appealed the denial of a permit to Alter a Building at 1825 Pine Street. Upon motion of President Marks, the Board voted 5-0 to uphold the Department and deny the permit. This matter continued from hearing of October 19, 1988, for further consideration at this time.

ITEM B: Letter from Joseph G. Yick, requesting rehearing of Appeal No. 88-261. Hearing October 26, 1988. Appellant protested the denial of permit to Alter a Building at 1915 Fillmore Street. Upon motion of Vice President Makras, the Board voted 3-2 to overrule the Department and grant the permit (Melbostad & Prior dissented). Four votes needed to overrule, the Department is upheld and the permit denied.

ITEM C: Letter from Alex Kotlyar, permit holder, requesting rehearing of Appeal Nos. 88-237, 88-238 and 88-240. Hearing October 26, 1988. Appellants protested the issuance of permit to Erect a Structure at 2925A Larkin Street. Upon motion of Vice President Makras, the Board voted 1-4 (Marks, House, Melbostad and Prior dissented) to uphold the Department and grant the permit. The Department is overruled and the permit denied.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM D: Letter from Richard Connolly, requesting the Board to take jurisdiction over permit to Alter a Building at 590-36th Avenue. This permit was originally issued on February 8, 1988, and protested by Mr. Connolly on February 17, 1988. The Board heard the matter and on March 1, 1988, voted 4-0 (Commissioner Fung was absent) to uphold the permit. Subsequently City Planning learned that the Fukuda decision applied and that the permit had been improperly issued without Proposition M findings.

On August 23, 1988, City Planning notified the Bureau that it had made findings of consistency with Proposition M and requested that the permit be suspended so that a new 15-day appeal period could run to enable any protestor to file a protest appeal.

Permit suspended and properly posted	August 31, 1988
Appeal period ended	September 15, 1988
Request for jurisdiction received.	October 5, 1988

This matter continued from hearing of October 19, 1988, for further consideration at this time.

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE: (Continued)

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM E: Appeal No. 88-170. Hearing October 5, 1988. Appellants protested the issuance of permit to Alter a Building at 2120 Broadway Street. Upon motion of Vice President Makras, the Board voted 4-1 (Commissioner House dissented) to grant the permit subject to conditions. This matter continued from October 19, 1988, and October 26, 1988, for further consideration at this time. The Board will meet in closed session at 4:30 p.m. on November 16, 1988 in Room 206 of City Hall pursuant to California Government Code section 54956.9 (b). Based on existing facts and circumstances, the Board has significant exposure to litigation.

ITEM F: Appeal Nos. 88-237, 88-238 and 88-240. Hearing October 26, 1988.

REQUEST FOR REHEARING:

ITEM G: Letter from Dirk B. Flamer-Caldera, permit holder, requesting rehearing of Appeal No. V88-257. Appellants protesting the issuance of variance for property at 2522 Octavia Street. Hearing October 26, 1988. Upon motion of Vice President Makras, the Board voted 5-0 to overrule the Department and deny the variance.

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

ITEMS 3A through 3C shall be heard together.

APPEAL NO. 88-259

HIROSHI FUKUDA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 1, 1987, to Edwin Lum,
[permit to Erect a Structure
[at 148 - 18th Avenue.
[APPLICATION NO. 8604857.
[FOR FURTHER HEARING TODAY. (11/20)

APPEAL NO. 88-116

18TH AVENUE RESIDENTIAL COALITION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 1, 1987, to Yee Lum,
[permit to Demolish a Bldg.
[at 148 - 18th Avenue.
[APPLICATION NO. 8705144.
[REMANDED FROM SUPERIOR COURT. (6/17)

APPEAL NO. 88-117

18TH AVENUE RESIDENTIAL COALITION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 1, 1987, to Edwin Lum,
[permit to Erect a Structure
[at 148 - 18th Avenue.
[APPLICATION NO. 8604857.
[REMANDED FROM SUPERIOR COURT. (6/17)

APPEAL NO. 88-129

DEBRA SHARABI, Appellant
vs.
POLICE DEPT., Respondent

[Denial on May 6, 1988,
[of Pushcart Peddler permit
[at the southeast corner of
[Geary & Mason Streets.
[FOR REHEARING TODAY. (6/20)

APPEAL NO. 88-275

CLARENCE WISE & IVAN STEVENS,
vs. Appellants
POLICE DEPARTMENT,
Respondent

[Denial on October 13, 1988,
[of Dance Hall Keeper/Place
[of Entertainment permit at
[at 5251 Third Street.
[FOR HEARING TODAY. (12/7)

APPEAL NO. 88-272

THOMAS VALTIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[on October 21, 1988,
[for work done without a
[permit at 309 Prospect Ave.
[APPLICATION NO. 8804453.
[FOR HEARING TODAY. (11/30)

ITEMS 7A and 7B shall be heard together.

APPEAL NO. 88-230

EILEEN L. F. LEUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 17, 1988,
[of permit to Demolish a
[Building at 798-26th Ave.
[APPLICATION NO. 8805084.
[FOR HEARING TODAY. (10/10)

APPEAL NO. 88-231

EILEEN L. F. LEUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 17, 1988,
[of permit to Erect a
[Structure at 798-26th Ave.
[APPLICATION NO. 8709574
[FOR HEARING TODAY. (10/10)

APPEAL NO. 88-224

JOHN & JULIE HUGHES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 15, 1988, to
[Barry & Vicky Potthoff,
[permit to Alter a Building
[at 2340 Cecilia Street.
[APPLICATION NO. 8717614.
[FOR HEARING TODAY. (10/3)

APPEAL NO. 88-269

MICHAEL BOSS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 5, 1988, to
[Jack Klein, permit to
[Demolish a Building, at
[235 Whitney Street.
[APPLICATION NO. 8811151.
[FOR HEARING TODAY. (11/29)

APPEAL NO. 88-270

JOEL A. VENTRESCA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 12, 1988, to
[California Academy of
[Sciences, permit to
[Alter a Building at
[Golden Gate Park.
[APPLICATION NO. 8810410.
[FOR HEARING TODAY. (11/29)

APPEAL NO. 88-274

LIAMA & VILIS GRINFELDS,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 21, 1988, to
[Dennis Duca & David Mani,
[permit to Alter a Building
[at 3922 - 22nd Street.
[APPLICATION NO. 8807298.
[FOR HEARING TODAY. (12/4)

APPEAL NO. V88-265

BLACKSTONE COURT ASSOCIATION,
vs. Appellants
ZONING ADMINISTRATOR,
Respondent

[Protesting issuance on
[October 5, 1988, to
[Jeremy Kotas, of Exposure
[of a Dwelling Unit Variance
[sought for property located
[at 1555 Lombard Street &
[30½ Blackstone Court.
[VARIANCE CASE NO. 87.538EAVD.
[FOR HEARING TODAY. (11/26)

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, NOVEMBER 30, 1988
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A: Appeal Nos. 88-237, 88-238 and 88-240. Hearing October 26, 1988. Appellants protested the issuance of permit to Erect a Structure at 2925A Larkin Street. Upon motion of Vice President Makras, the Board voted 1-4 (Marks, House, Melbostad and Prior dissented) to uphold the Department and grant the permit. The Department is overruled and the permit denied.

ITEM B: Appeals Nos. 88-246, 88-247, 88-248, and 88-249, Yerba Buena Plaza West Housing Project. Hearing November 9, 1988. Appellants protested the issuance of permits to Erect Structures at 1717 Eddy Street, 1150 Scott Street, 1851 Eddy Street, and 1750 Turk Street. Upon motion of Commissioner Melbostad, the Board voted 5-0 to grant the permit subject to conditions.

ITEM C: Appeal No. 88-184. Hearing October 19, 1988. Appellant protested the denial of Outcall Massage Service permit. Upon motion of Commissioner House, the Board voted 5-0 to overrule the department and grant the permit subject to conditions.

ITEM D: Appeal No. 88-270. Hearing November 16, 1988. Appellants protested the issuance to the California Academy of Sciences permit to Alter a Building at Golden Gate Park. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the Department and grant the permit.

REQUESTS FOR REHEARING:

ITEM E: Letter from Alex Kotlyar, permit holder, requesting rehearing of Appeal Nos. 88-237, 88-238 and 88-240. Hearing October 26, 1988. Appellants protested the issuance of permit to Erect a Structure at 2925A Larkin Street. Upon motion of Vice President Makras, the Board voted 1-4 (Marks, House, Melbostad and Prior dissented) to uphold the Department and grant the permit. The Department is overruled and the permit denied. This matter continued from November 16, 1988, for consideration at this hearing.

ITEM F: Letter from Joseph A. Medina, Fire Marshal, requesting rehearing of Appeal No. 88-262. Hearing on November 9, 1988. The appellant had appealed the denial by the San Francisco Fire Department of a Garage, Public Repair permit at 690 25th Avenue. Upon motion of Vice President House, the Board voted 4-1 (President Marks dissented) to overrule the department and grant the permit subject to conditions.

ITEM G: Letter from William J. Reilly requesting rehearing of Appeal No. 88-258. Hearing November 9, 1988. Appellant protested the Imposition of Penalty for work done at 1254-58 Montgomery Street. Upon motion of Commissioner House, the Board voted 5-0 to uphold the department's order.

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE: (Continued)

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM H: Letter from Richard Connolly, requesting the Board to take jurisdiction over permit to Alter a Building at 590-36th Avenue. This permit was originally issued on February 8, 1988, and protested by Mr. Connolly on February 17, 1988. The Board heard the matter and on March 1, 1988, voted 4-0 (Commissioner Fung was absent) to uphold the permit. Subsequently City Planning learned that the Fukuda decision applied and that the permit had been improperly issued without Proposition M findings.

On August 23, 1988, City Planning notified the Bureau that it had made findings of consistency with Proposition M and requested that the permit be suspended so that a new 15-day appeal period could run to enable any protestor to file a protest appeal.

Permit suspended and properly posted	August 31, 1988
Appeal period ended	September 15, 1988
Request for jurisdiction received.	October 5, 1988

This matter continued from hearing of November 16, 1988, for further consideration at this time.

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-266

THO T. TRUONG, dba BANGKOK ORIENTAL MASSAGE, Appellants
vs.
POLICE DEPARTMENT, Respondent

[Revocation on October 3, 1988,
[of Massage Establishment permit
[at 738 Larkin Street.
[FOR HEARING TODAY. (11/27)

Items 4A and 4B shall be heard together

APPEAL NO. 88-230

EILEEN L. F. LEUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 17, 1988,
[of permit to Demolish a
[Building at 798-26th Ave.
[APPLICATION NO. 8705084.
[FOR FURTHER HEARING TODAY. (10/10)

APPEAL NO. 88-231

EILEEN L. F. LEUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on August 17, 1988,
[of permit to Erect a
[Structure at 798-26th Ave.
[APPLICATION NO. 8709574.
[FOR FURTHER HEARING TODAY.

APPEAL NO. 88-280

KARIN ADAMS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of penalty
[on November 4, 1988,
[for work done without a
[permit at 1 Ulloa Street.
[APPLICATION NO. 8814793.
[FOR HEARING TODAY. (12/14)

APPEAL NO. 88-225

EDWARD J. MULLINS, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Determination by the
[Zoning Administrator
[dated August 4, 1988,
[that the Rear Yard
[Requirement for a
[Proposed Dwelling at
[3855 20th Street is
[45% of lot depth.
[Lot 3857-59 used for
[measurement.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 88-241

MARGARET A. VERGES, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 18, 1988, of
[permit to Alter a Building
[at 2190 O'Farrell St., the
[Kaiser Parking Structure.
[APPLICATION NO. 8806779.
[FOR HEARING TODAY. (10/19)

APPEAL NO. 88-277

MELANIE PILASKI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 19, 1988, to
[John L. Artal, permit
[to Erect a Structure at
[2136 22nd Street.
[APPLICATION NO. 8709493.
[FOR HEARING TODAY. (12/10)

APPEAL NO. 88-278

GENE STEFANI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 14, 1988, to
[Barbara Lane, permit
[to Alter a Building
[at 1940 Stockton St., #103.
[APPLICATION NO. 8811302.
[FOR HEARING TODAY. (12/10)

APPEAL NO. 88-281

MARIJON FRYAR, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 24, 1988, to
[J. Giraudo, permit to
[Alter a Building at
[2211 Castro Street.
[APPLICATION NO. 8811660.
[FOR HEARING TODAY. (12/17)

APPEAL NO. 88-282

VERA BURNS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 28, 1988, to
[George & Marjorie McNabb,
[permit to Alter a Building
[at 32 Forest Side Avenue.
[APPLICATION NO. 8804893.
[FOR HEARING TODAY. (12/19)

Conflict of Interest Code. Adoption of Model Code and Disclosure Category as recommended by City Attorney and Clerk of Board of Supervisors.

Proposed Additions to Rules of the Board involving Section 2 of Article V - Procedure. The additions would specify what appellants shall submit including the names and addresses of property owners of properties adjacent to the subject property, and also that appeals be filed in the board office by 4:00 p.m. in order to allow adequate time for staff to prepare a receipt for the fee, to review the submittals, and to provide informational material to the appellant; except that an appeal shall be accepted at the Board office up to 5:00 p.m. if it is the final day of the appeal period.

PUBLIC COMMENT: Presentation shall be limited to (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
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BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, DECEMBER 7, 1988

5:00 P.M., ROOM 282, CITY HALL

[AGENDA]

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Thomas Mannion, Esq., on behalf of William F. McDonagh, Jr., requesting rehearing of Appeal No. 88-267. Hearing November 9, 1988. Appellants protested the issuance of demolition permit for building at 235 - 237 Collins Street. Upon motion of Commissioner Prior, the Board voted 5-0 to overrule the Department and deny the permit.

ITEM B: Letter from Thomas Mannion, Esq., on behalf of William F. McDonagh, Jr., requesting rehearing of Appeal No. 88-271. Hearing November 9, 1988. Appellants protested the issuance of demolition permit for building at 235 - 237 Collins Street. Upon motion of Commissioner Prior, the Board voted 5-0 to overrule the Department and deny the permit.

ITEM C: Letter from Sue Hestor requesting rehearing of Appeal No. 88-170. Hearing October 5, 1988. Appellant protested the issuance of permit to alter a building at 2120 Broadway Street (Hamlin School). Upon motion of Vice President Makras, the Board voted 4-1 (Commissioner Melbostad dissented) to uphold the department and grant the permit subject to conditions.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM D: Appeal No. 88-263. Hearing November 9, 1988. Appellants protested the issuance of permit to alter a building at 1405 Van Ness Avenue. Upon motion of Commissioner House, the Board voted 4-0 to grant the permit subject to conditions.

ITEM E: Appeals No. 88-246, 88-247, 88-248, and 88-249, Yerba Buena Plaza West Housing Project. Hearing November 9, 1988. Appellants protested the issuance of permits to Erect Structures at 1717 Eddy Street, 1150 Scott Street, 1851 Eddy Street, and 1750 Turk Street. Upon Motion of Commissioner Melbostad, the Board voted 5-0 to grant the permit subject to conditions. This matter continued from hearing of November 30, 1988, for further consideration at this time.

Public Comment: Presentation shall be limited to (3) minutes for each speaker.

APPEAL NO. 88-284

RANULFO Y. LIM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 27, 1988, to
[Nick Tsiplako, permit
[to Alter a Building at
[3325 - 23rd Street.
[APPLICATION NO. 8805990.
[FOR HEARING TODAY.

(12/19)

APPEAL NO. 88-261

ROBERT YICK COMPANY, INC.,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on October 4, 1988,
[of permit to Alter a Building
[at 1915 Fillmore Street.
[APPLICATION NO. 8807195.
[FOR REHEARING TODAY. (11/12)

APPEAL NO. 88-255

BING W. CHOY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on September 16, 1988,
[of permit to Alter a Building
[at 277 7th Avenue.
[APPLICATION NO. 8615315.
[FOR HEARING TODAY. (11/9)

APPEAL NO. 88-283

LEANA GIANNINI, Appellant
vs.
DEPT. OF PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on November 11, 1988,
[of permit to Alter a Building
[at 122-126 Cervantes Boulevard
[APPLICATION NO. 8714115.
[FOR HEARING TODAY. (12/19)

Items 7A and 7B shall be heard together.

APPEAL NO. 88-286

JAMES AND MARIE T. TRACY,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 26, 1988, to
[Donna Garolla, permit to
[Alter a Building at
[2320-2322 Broadway Street.
[APPLICATION NO. 8810678.
[FOR HEARING TODAY. (12/20)

APPEAL NO. 88-287

NORMAN C. AND NORAH STONE,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 26, 1988, to
[Donna Garolla, permit to
[Alter a Building at
[2320-2322 Broadway Street.
[APPLICATION NO. 8810678.
[FOR HEARING TODAY. (12/20)

APPEAL NO. 88-288

MARION AIRD, Appellant
vs.
DEPT. OF PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 28, 1988, to
[Ottorino E. Pasian,
[permit to Demolish a
[Building at 338 Brazil Ave.
[APPLICATION NO. 8814912.
[FOR HEARING TODAY. (12/14)

APPEAL NO. 88-290

LEN GANDUGLIA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 31, 1988, to
[Aliabadi Nassar, permit
[Alter a Building at
[2978 - 16th Street.
[APPLICATION NO. 8808675.
[FOR HEARING TODAY. (12/25)

APPEAL NO. V88-289

LOUIS J. GIORGI, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on November 7, 1988,
[of Rear Yard & Open Space
[Variances sought for property
[located at 401-409 Naples St.
[VARIANCE CASE NO. 88.310EV.
[FOR HEARING TODAY. (1/23)

APPEAL NO. V88-285

DOUGLAS R. SCHMIDT, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting condition of
[Variance granted on
[November 3, 1988, for
[property located at
[781 - 27th Street.
[VARIANCE CASE NO. 88.298V.
[FOR HEARING TODAY. (12/10)

Public comment: Presentation shall be limited to (3) minutes for each speaker.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, DECEMBER 14, 1988

4:00 P.M., ROOM 282, CITY HALL

Begin at 4:00 p.m. - Informational Presentation (one hour) by the Department of City Planning on new Neighborhood Conservation Controls.

REGULAR HEARING TO BEGIN AT 5:00 P.M.

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 88-297

MARIA GALETTI, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Protesting issuance on
[November 8, 1988, to
[Vincent Hogan, permit for
[Place of Entertainment
[at 1300 Church Street,
[dba, "The Bailey".
[FOR HEARING TODAY. (1/1/89)

APPEAL NO. 88-301

MARTIN BURSCHEK, Appellant
vs.
SAN FRANCISCO ARTS COMMISSION, Respondent

[Suspension on November 9, 1988,
[of Street Artist permit
[for various locations.
[FOR HEARING TODAY. (1/1/89)

Items 6A and 6B shall be heard together.

APPEAL NO. 88-299

ROBERT HUCKABY, et al, Appellant
vs.
DEPT. OF PUBLIC WORKS, Respondent

[Protesting issuance on
[November 7, 1988, to
[Guaranteed Electric Co.,
[an Electrical Permit for
[work at 1405 Van Ness Avenue.
[APPLICATION/PERMIT NO. E051661.
[FOR HEARING TODAY. (1/1/89)

APPEAL NO. 88-300

ROBERT HUCKABY, et al, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[November 8, 1988, to
[Chen's Plumbing Contractor,
[a Plumbing Permit for work
[at 1405 Van Ness Avenue.
[APPLICATION/PERMIT NO. P252203.
[FOR HEARING TODAY. (1/1)

Appeals No. 88-305, 88-306 & 88-307 shall be heard together.

APPEALS NO. 88-305, 88-306 & 88-307

BARBARA MESKUNAS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuances on
[November 9, 1988, to
[S.F. Housing Authority,
[permits to Demolish (3)
[Buildings at 1150 Scott,
[1145 Scott & 1125 Pierce.
[APPLICATION NOS. 8811251,
[8811252 & 8811250.
[FOR HEARING TODAY. (1/2/89)

APPEAL NO. 88-296

HELEN WU, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on November 4, 1988,
[of permit to Alter a Building
[at 5429 Anza Street.
[APPLICATION NO. 8806651.
[FOR HEARING TODAY. (12/28)

APPEAL NO. 88-298

MANN WONG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL
DAHI DISAPPROVAL

[Denial on November 22, 1988,
[of permit to Alter a Building
[at 858 Washington Street.
[APPLICATION NO. 8800170.
[FOR HEARING TODAY. (1/1/89)

APPEAL NO. 88-302

STEPHEN GAITHER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 7, 1988, to
[Doris Morphew, permit
[to Alter a Building
[at 4465 - 17th Street.
[APPLICATION NO. 8712335.
[FOR HEARING TODAY. (1/1/89)

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, JANUARY 25, 1989
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Thomas Steel, Esq., on behalf of appellant, Tho Thi Truong, requesting rehearing of Appeal No. 88-266. Hearing November 30, 1988. The appellant had appealed the revocation of a massage establishment permit at 738 Larkin Street. On November 30, 1988, upon motion of Commissioner Prior, the Board voted 3 - 2 to uphold the department (President Marks and Commissioner Melbostad dissented). Four (4) votes needed to overrule, the Department is upheld and the permit revoked.

ITEM B: Letter from John Cracas requesting rehearing of Appeal No. 88-311. Hearing January 4, 1989. The appellant, John Cracas, had appealed the San Francisco Arts Commission's suspension of his Street Artist permit for various locations. On January 4, 1989, upon motion of Commissioner Prior, the Board voted 3 - 1 to overrule the department (President Marks dissented). Four (4) votes needed to overrule, the Commission's order for suspension is upheld. Vice President Makras was absent.

PUBLIC COMMENT: Presentation shall be limited to (3) three minutes for each speaker.

APPEAL NO. 88-325

ANTHONY SAAB, dba "AL BABY'S INC."
Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on November 30,
[1988, of Cabaret permit
[at 330 Ritch Street,
[dba, "AL BABY'S INC."
[FOR HEARING TODAY. (1/23)

APPEAL NO. 88-276

JOSEPH BONINO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on November 4,
[1988, of permit to
[Alter a Building at
[224 Sea Cliff Avenue.
[APPLICATION NO. 8805662.
[FOR HEARING TODAY. (12/12)

Items 5A and 5B shall be heard together.

APPEAL NO. 88-322

JONATHAN PARKER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on December 7,
[1988, of permit to
[Alter a Building at
[608 Taraval Street.
[APPLICATION NO. 8810950.
[FOR HEARING TODAY. (1/18)

APPEAL NO. 88-323

JONATHAN PARKER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on December 7,
[1988, of permit to
[Alter a Building at
[711 Taraval Street.
[APPLICATION NO. 8810952.
[FOR HEARING TODAY. (1/18)

APPEAL NO. 88-326

ROBERT WALKER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on December 14,
[1988, of permit to
[Alter a Building at
[2294 - 29th Avenue.
[APPLICATION NO. 8713568.
[FOR HEARING TODAY. (1/24)

APPEAL NO. 88-327

SAMUEL KWONG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
DAHI DISAPPROVAL

[Denial on December 16,
[1988, of permit to
[Alter a Building at
[1350 Stockton Street.
[APPLICATION NO. 8813860.
[FOR HEARING TODAY. (1/28)

APPEAL NO. 88-328

MARY BOSCACCI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on December 20,
[1988, of permit to
[Alter a 3-Unit Building
[at 1520-1522 Lombard St.
[without sprinklering
[the entire building.
[APPLICATION NO. 8809473.
[FOR HEARING TODAY. (1/29)

APPEAL NO. 88-329

TENDERLOIN HOUSING CLINIC, Appellant
vs.
DEPT. OF PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 7, 1988, to
[Gary Raugh Enterprises,
[permit to Alter a Building
[at 1499 California Street.
[APPLICATION NO. 8817009.
[FOR HEARING TODAY. (1/31)

APPEAL NO. V88-324

MARVIN ISRAEL, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting Condition of
[Variance granted on
[December 6, 1988, for
[property located at
[455 Hoffman Avenue.
[VARIANCE CASE NO. 88.542V.
[FOR HEARING TODAY. (1/15)

PUBLIC COMMENT: Presentation shall be limited to (3) three minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Room 154-A, City Hall
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, FEBRUARY 8, 1989
4:00 P.M., ROOM 282, CITY HALL

Begin at 4:00 p.m. - Presentation by staff of Bureau of Building Inspection on permit processing, plan checking and Building Code procedures.

REGULAR CALENDAR SHALL BEGIN AT 5:00 P.M.

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Harry O'Brien, Esq., on behalf of Sol Friedman, requesting rehearing of Appeal No. 88-292. Hearing January 18, 1989. The appellant, Mr. Friedman, had protested the denial of permit to alter a building at 145 Laurel Street. Upon motion of Commissioner House, the Board voted 2 - 3 to uphold the department and grant the permit. (Commissioner Melbostad, Vice President Makras & Commissioner Prior dissented.) Four votes needed to overrule the department, the order is upheld and the permit denied.

ITEM B: Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. V88-324. Hearing January 25, 1989. The appellant, Marvin Israel, had protested the conditions attached to the granting of a variance for property at 455 Hoffman Avenue. Upon motion of Commissioner House, the Board voted 5 - 0 to overrule the Zoning Administrator and delete the conditions attached to the granting of the variance.

ITEM C: Letter from Jack Wholey, Esq., on behalf of Edward J. Mullins, requesting rehearing of Appeal No. 88-225. Hearing January 18, 1989. The appellant, Mr. Mullins, had protested dwelling at 3855 - 20th Street is 45% of lot depth. Upon motion of Vice President Makras, the Board voted 3 - 2 to overrule the Zoning Administrator's determination (President Marks & Commissioner Melbostad dissented). Four votes needed to overrule the order, the determination is upheld.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM D: Appeal No. 88-303. Hearing January 18, 1989. The appellant, Ba Thi Goldberg, dba "Nikki's Massage", protested the suspension of her massage establishment permit at 172 Sutter Street. Upon motion of Vice President Makras, the Board voted 4 - 1 (Commissioner Melbostad dissented) to uphold the department's order.

ITEM E: Appeals No. 88-334 and 88-335. Hearing January 18, 1989. The appellants, Douglas Lipton and Cynthia Daniel, protested the revocation of alteration permits for work done at 41 Nevada Street. Upon motion of Commissioner Prior, the Board voted 5-0 to overrule the department and reinstate the permit.

REQUESTS FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM F: Letter from Ian McLean, Legislative Coordinator, NTEU Chapter 212, requesting the Board to take jurisdiction over decisions of Bureau of Building Inspection that were made which Mr. McLean believes led to final sign-offs on various inspections that were done relating to the design or construction of a building under construction at 75 Hawthorne Street.

ITEM G: Letter from Diane Sidd - Champion requesting the Board to take jurisdiction over Building permit issued for construction of a structure at 78 Chenery Street.

Permit suspended and properly posted	November 18, 1988
Appeal period ended	December 5, 1988
Request for jurisdiction received	February 1, 1989

ITEM H: Letter from Harvey E. Goldfine, Esq., on behalf of Mrs. Bernarda Torres, requesting that the Board take jurisdiction over a building permit issued for the construction of a building at 310 Lexington Street.

Permit suspended and properly posted	October 13, 1988
Appeal period ended	October 28, 1988
Request for jurisdiction received	February 1, 1989

PUBLIC COMMENT: Comments shall be limited to three (3) minutes for each speaker.

APPEAL NO. 88-311

JOHN CRACAS, Appellant
vs.
ARTS COMMISSION, Respondent

[Suspension of one (1) week
[on November 9, 1988, of
[Street Artist permit for
[various locations.
[(November 23 - 29, 1988).
[FOR REHEARING TODAY. (1/7)

APPEAL NO. 88-336

JOHN REICHERT, dba "Paradise Lounge"
Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on November 22,
[1988, of Cabaret permit
[at 1501 Folsom Street.
[FOR HEARING TODAY. (1/1)

APPEAL NO. 89-009

AL BABY'S INC., Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on January 18,
[1989, of permit to
[Alter a Building at
[330 Ritch Street.
[APPLICATION NO. 8819722.
[FOR HEARING TODAY. (2/27)

APPEAL NO. 89-003

ROBERT S. SHIMMON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on January 9, 1989,
[for work done at
[12 Woodland Avenue.
[APPLICATION NO. 88160704.
[FOR HEARING TODAY. (2/18)

APPEAL NO. 88-333

ANGELO PANARI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on December 21, 1988,
[for work done at
[3106 Gough Street.
[APPLICATION NO. 8813205.
[FOR HEARING TODAY. (1/31)

Items 9A, 9B and 9C shall be heard together.

APPEAL NO. 88-293

CHINATOWN NEIGHBORHOOD IMPROVEMENT
RESOURCE CENTER, etal, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 2, 1988, to
[Mardikian Enterprises,
[permit to Erect a
[Structure at 8 Wetmore St.
[APPLICATION NO. 8707412S.
[FOR HEARING TODAY. (12/27)

APPEAL NO. 88-294

CHINATOWN NEIGHBORHOOD IMPROVEMENT
RESOURCE CENTER, etal, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 2, 1988, to
[Mardikian Enterprises,
[permit to Erect a
[Structure at 959 Powell St.
[APPLICATION NO. 8804433S.
[FOR HEARING TODAY. (12/27)

APPEAL NO. 88-295

CHINATOWN NEIGHBORHOOD IMPROVEMENT
RESOURCE CENTER, etal, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 2, 1988, to
[Mardikian Enterprises,
[permit to Erect a
[Structure at 959 Powell St.
[APPLICATION NO. 8707411S.
[FOR HEARING TODAY. (12/27)

APPEAL NO. 88-337

FRANK FREDERICKS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 13, 1988, to
[Terry & Joyce Byers,
[permit to Alter a
[Building at 173 Lower
[Terrace Street.
[APPLICATION NO. 8716479.
[FOR HEARING TODAY. (1/12)

APPEAL NO. 88-338

VICTORIA FONG & GEE KIN CHOU,
Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 15, 1988, to
[Don & Sue Larramendy,
[permit to Alter a
[Building at 1570-16th Ave.
[APPLICATION NO. 8815300.
[FOR HEARING TODAY. (2/8)

Items 12A and 12B shall be heard together.

APPEAL NO. 88-339

CYRUS FRANK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 16, 1988, to
[Abraham L. Yang, permit
[to Demolish a Building
[at 3240 Sacramento St.
[APPLICATION NO. 8807836.
[FOR HEARING TODAY. (2/8)

APPEAL NO. 88-340

CYRUS FRANK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 16, 1988, to
[Abraham L. Yang, permit
[to Erect a Structure
[at 3240 Sacramento St.
[APPLICATION NO. 8807835.
[FOR HEARING TODAY. (2/8)

APPEAL NO. 89-002

JOHN J. MCARDLE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 21, 1988, to
[Arthur & Dorraine Zief,
[permit to Alter a
[Building at 2010
[Pacific Avenue.
[APPLICATION NO. 8816122.
[FOR HEARING TODAY. (2/14)

APPEAL NO. V88-332

DOUGLAS P. MORGAN, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on December 12,
[1988, of Off-Street
[Parking & Exposure
[of Dwelling Unit
[Variances for property
[at 331 Cherry Street.
[VARIANCE CASE NO. 87.676V.
[FOR HEARING TODAY. (1/30)

APPEAL NO. 89-001

PETER TAI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 30, 1988, to
[Chin-Teh Shin, permit
[to Alter a Building at
[18 Presidio Terrace St.
[APPLICATION NO. 8715597.
[FOR HEARING TODAY. (2/14)

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
Room 154-A City Hall
San Francisco, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, FEBRUARY 15, 1989
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A: Appeal No. V88-265. Hearing December 7, 1988. Appellant had protested the issuance of Exposure of a Dwelling Unit Variance sought for property located at 1555 Lombard Street and 30½ Blackstone Court. Upon motion of President Marks, the Board voted 4 - 1 (Vice President Makras dissenting) to overrule the Department and deny the variance.

ITEM B: Appeal No. 88-325. Hearing January 25, 1989. Appellant had appealed the denial of a cabaret permit for his restaurant at 330 Ritch Street. Upon motion of Vice President Makras, the Board voted 5 - 0 to overrule the Police Department and to grant the permit.

ITEM C: Appeal No. 89-009. Hearing February 8, 1989. Appellant had appealed the denial of an alteration permit for a dance floor in a restaurant and to waive Conditions two and three of Planning Commission Motion No. 11533. Upon motion of Vice President Makras, the Board voted 5 - 0 to overrule City Planning and to delete Conditions two and three and to grant the permit with the remaining Planning Commission conditions of the motion. Restaurant at 330 Ritch Street.

ITEM D: Appeal No. V88-332. Hearing February 8, 1989. Appellant appealed the denial of a variance to legalize a third unit at 331 Cherry Street. Upon motion of Commissioner Melbostad, the Board voted 5 - 0 to overrule the Zoning Administrator with conditions.

REQUEST FOR REHEARING:

ITEM E: Letter from Dennis A. Lee, Esq., requesting on behalf of Mr. & Mrs. Joseph Bonino rehearing of Appeal No. 88-276. Hearing February 25, 1989. Upon motion of Commissioner House, the Board voted 3 - 2 to overrule the Department (President Marks and Commissioner Melbostad dissented) and grant the permit. Four (4) votes needed to overrule the Department, the permit is denied.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM F: Letter from Diane Sidd - Champion requesting the Board to take jurisdiction over Building permit issued for construction of a structure at 78 Chenery Street.

Permit suspended and properly posted	November 18, 1988
Appeal period ended	December 5, 1988
Request for jurisdiction received	February 1, 1989

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 88-170

ROLF LEWIS & MARTIN AUSTIN,
Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 9, 1988, to the
[Hamlin School, permit
[to Alter a Building at
[2120 Broadway Street.
[APPLICATION NO. 8804913.
[FOR HEARING TODAY. (8/3)

APPEAL NO. 88-311

JOHN CRACAS, Appellant
vs.
ARTS COMMISSION, Respondent

[Suspension of one (1) week
[on November 9, 1988, of
[Street Artist permit for
[various locations.
[(November 23 - 29, 1988).
[FOR REHEARING TODAY. (1/7)

APPEAL NO. V88-289

LOUIS J. GIORGI, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on November 7,
[1988, of Rear Yard &
[Open Space Variances
[sought for property
[located at 401 - 409
[Naples Street.
[VARIANCE CASE NO. 88.310EV.
[FOR FURTHER HEARING TODAY. (1/23)

APPEAL NO. 89-010

CARLOS PEREZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed
[on January 27, 1989,
[for work done at
[51 Linda Street.
[APPLICATION NO. 8900302.
[FOR HEARING TODAY. (3/8)

APPEAL NO. 89-011

JEAN V. CLAES, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund
[of penalty imposed
[on January 30, 1989,
[for work done at
[542 Alvarado Street.
[APPLICATION NO. 8900753.
[FOR HEARING TODAY. (3/11)

APPEAL NO. 89-006

ROGER WONG C. DIP, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 6, 1988, to
[Julie Lee, permit to
[Alter a Building at
[1325 - 9th Avenue.
[APPLICATION NO. 8803489.
[FOR HEARING TODAY. (2/26)

APPEAL NO. 89-008

NEIGHBORS OF THE EXCELSIOR,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 9, 1989, to
[Rich Dixon, permit to
[Erect a Structure at
[251 Peru Street.
[APPLICATION NO. 8716831.
[FOR HEARING TODAY. (3/4)

Consideration of department budget for Fiscal Year 1989 - 1990.

Proposed changes to rules and regulations of Residential Rent Stabilization and Arbitration Board. Discussion of public hearing January 31, 1989 held by Rent Board.

Workshop on plan reading.

Public Comment: Each speaker shall be limited to three (3) minutes for each speaker.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

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REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, MARCH 1, 1989

4:00 P.M., ROOM 282, CITY HALL

4:00 P.M. - Presentation by Department of City Planning on the proposed South of Market Controls. For informational purposes only. No action will be taken by the Board.

REGULAR CALENDAR SHALL BEGIN AT 5:00 P.M.

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A: Appeal No. V88-265. Hearing December 7, 1988. Appellant had protested the issuance of an Exposure of a Dwelling Unit Variance sought for property at 1555 Lombard Street and 30½ Blackstone Court. Upon motion of President Marks, the Board voted 4 - 1 (Vice President Makras dissented) to overrule the Zoning Administrator and deny the variance.

ITEM B: Appeals No. 88-339 and 88-340. Hearing February 8, 1989. Appellant had protested both a demolition permit and a new construction permit to clear the property at 3240 Sacramento Street and to build a mixed-use building on the site. Upon motion of Commissioner Prior, the Board voted 3 - 2 to uphold both permits. President Marks and Commissioner House dissented.

REQUEST FOR REHEARING:

ITEM C: Appeals No. 88-339 and 88-340. Letter dated February 21, 1989 from Mr. Cyrus E. Frank requesting that the Board grant a rehearing of the two (2) appeals for the demolition and new construction proposed for 3240 Sacramento Street.

REQUEST FOR JURISDICTION BEYOND THE 15-DAY APPEAL PERIOD:

ITEM D: Letter from Ken O'Brien requesting that the Board take jurisdiction over building permit Application No. 8807356 for property at 340 Capp Street.

Permit reissued and posted after Prop M Findings made.	January 31, 1989
Appeal period ended	February 15, 1989
Request for jurisdiction received	February 23, 1989

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

Items 4A, 4B and 4C shall be heard together.

APPEAL NO. 88-293

CHINATOWN NEIGHBORHOOD IMPROVEMENT RESOURCE CENTER, et al, Appellants vs. DEPT. PUBLIC WORKS, Respondent CITY PLANNING APPROVAL	[Protesting issuance on [November 2, 1988, to [Mardikian Enterprises, [permit to Erect a [Structure at 8 Wetmore St. [APPLICATION NO. 8707412S. [FOR HEARING TODAY.

(12/27)

Items 4A, 4B and 4C shall be heard together.

APPEAL NO. 88-294

CHINATOWN NEIGHBORHOOD IMPROVEMENT RESOURCE CENTER, et al, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 2, 1988, to
[Mardikian Enterprises,
[permit to Erect a
[Structure at 959 Powell St.
[APPLICATION NO. 8804433S.
[FOR HEARING TODAY. (12/27)

APPEAL NO. 88-295

CHINATOWN NEIGHBORHOOD IMPROVEMENT RESOURCE CENTER, et al, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 2, 1988, to
[Mardikian Enterprises,
[permit to Erect a
[Structure at 959 Powell St.
[APPLICATION NO. 8707411S.
[FOR HEARING TODAY. (12/27)

APPEAL NO. 89-015

EDWARD C. WANG, Appellant
vs.
POLICE DEPARTMENT, Respondent
CITY PLANNING DISAPPROVAL

[Denial on January 20,
[1989, of Place of
[Entertainment permit
[at 3600 - 16th Street.
[FOR HEARING TODAY. (3/15)

APPEAL NO. 89-004

CORINNE FENDELL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on January 12, 1989,
[for work done at
[728 Hampshire Street.
[APPLICATION NO. 8900308.
[FOR HEARING TODAY. (2/21)

APPEAL NO. 88-014

ED CATAGNETTO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on February 1, 1989,
[for work done at
[1616 Golden Gate Ave.
[APPLICATION NO. 8901752.
[FOR HEARING TODAY. (3/13)

APPEAL NO. 89-012

STANDISH DESIGN & CONSTRUCTION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on January 25,
[1989, of permit to
[Alter a Building at
[4017-19 18th Street.
[APPLICATION NO. 8900267.
[FOR HEARING TODAY. (3/6)

APPEAL NO. 89-018

AIDA Z. GRAYBEAL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on January 31,
[1989, of permit to
[Alter a Building at
[279 Downey Street.
[APPLICATION NO. 8817753.
[FOR HEARING TODAY. (3/12)

APPEAL NO. 89-013

ROSE MARIE GOULD, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Re-issuance on February
[1, 1989, to Cencaland
[Property Investment Inc.,
[permit to Demolish a
[Building at 212 Flood Ave.
[APPLICATION NO. 8894330.
[FOR HEARING TODAY. (3/13)

Items 11A and 11B shall be heard together.

APPEAL NO. 88-250

S. H. A. R. P., Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 7, 1988, to
[Martin Lalor, permit
[to Erect a Structure
[at 1789/91 - 9th Ave.
[APPLICATION NO. 8711839.
[FOR HEARING TODAY. (11/1)

APPEAL NO. 89-026

DANITA SORENSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 30, 1989, to
[Martin Lalor, permit
[to Demolish a Building
[at 1789/91 - 9th Ave.
[APPLICATION NO. 8808833.
[FOR HEARING TODAY. (3/20)

APPEAL NO. 89-001

PETER TAI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 30, 1988, to
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[to Alter a Building at
[18 Presidio Terrace St.
[APPLICATION NO. 8715597.
[FOR HEARING TODAY. (2/14)

PUBLIC COMMENT: Presentation shall be limited to three (3) minutes for each speaker.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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Room 154-A City Hall
San Francisco, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, MARCH 8, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM A: Appeal No. V88-265. Hearing December 7, 1988. Appellant had protested the issuance of an Exposure of a Dwelling Unit Variance sought for property at 1555 Lombard Street and 30½ Blackstone Court. Upon motion of President Marks, the Board voted 4 - 1 (Vice President Makras dissented) to overrule the Zoning Administrator and deny the variance.

REQUEST FOR REHEARING:

ITEM B: Appeal No. V88-289. Letter dated February 24, 1989 from Mr. Wayne Rieke on behalf of Mr. Louis J. Giorgi, appellant, requesting rehearing. Hearing February 15, 1989. Upon motion of Vice President Makras to uphold the denial of the variance, the Board voted 2 - 2 (Commissioners Melbostad and Prior in dissent and for approval of the variance; Commissioner House absent). Four votes being needed to overrule, the denial was upheld.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

Items 3A and 3B shall be heard together.

APPEAL NO. 88-339

CYRUS FRANK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 16, 1988, to
[Abraham L. Yang, permit
[to Demolish a Building
[at 3240 Sacramento St.
[APPLICATION NO. 8807836.
[FOR REHEARING TODAY. (2/8)

APPEAL NO. 88-340

CYRUS FRANK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 16, 1988, to
[Abraham L. Yang, permit
[to Erect a Structure
[at 3240 Sacramento St.
[APPLICATION NO. 8807835.
[FOR REHEARING TODAY. (2/8)

APPEAL NO. V88-324

MARVIN ISRAEL, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting Condition of
[Variance granted on
[December 6, 1988, for
[property located at
[455 Hoffman Avenue.
[VARIANCE CASE NO. 88.542V.
[FOR REHEARING TODAY. (1/15)

APPEAL NO. 88-311

JOHN CRACAS, Appellant
vs.
ARTS COMMISSION, Respondent

[Suspension of one (1)
[week on November 9,
[1988, of Street Artist
[permit for various
[locations. (November
[23 - 29, 1988).
[FOR REHEARING TODAY. (1/7)

APPEAL NO. 89-020

MARIAN DAGGETT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on February 8, 1989,
[for work done at
[1006 Dolores Street.
[APPLICATION NO. 8819675.
[FOR HEARING TODAY. (3/20)

Items 7A and 7B shall be heard together.

APPEAL NO. 89-021

MISSION HOUSING DEVELOPMENT CORP.,
vs. Appellant
DEPT. PUBLIC WORKS,
Respondent

[Imposition of Penalty
[on February 10, 1989,
[for work done at
[1227 Hampshire Street.
[APPLICATION NO. 8814005.
[FOR HEARING TODAY. (3/22)

APPEAL NO. 89-022

MISSION HOUSING DEVELOPMENT CORP.,
vs. Appellant
DEPT. PUBLIC WORKS,
Respondent

[Imposition of Penalty
[on February 10, 1989,
[for work done at
[1227 Hampshire Street.
[APPLICATION NO. 8815153.
[FOR HEARING TODAY. (3/22)

APPEAL NO. 88-219

JAMES L. GATTEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

Cont'd. to 7/12

[Denial on August 16,
[1988, of permit to
[Alter a Building at
[1975 - 8th Avenue.
[APPLICATION NO. 8808193.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 89-023

BILL YEUNG, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Denial on February 2,
[1989, of Health
[Permit Referral for
[a Storage Warehouse
[at 2783 Folsom St.
[FOR HEARING TODAY. (3/22)

APPEAL NO. 89-016

RICHARD L. LAMBERT & W.P. GARNER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on February 3, [1989, of permit to [Alter a Building at [2844A Bush Street. [APPLICATION NO. 8807811. [FOR HEARING TODAY. (3/15)

APPEAL NO. 89-025

PEARL JOE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [January 30, 1989, to [James Bowes, permit to [Demolish a Building at [1334 Vallejo Street. [APPLICATION NO. 8819373. [FOR HEARING TODAY. (3/26)

APPEAL NO. 89-027

ST. FRANCIS HOMES ASSOCIATION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance [on January 30, 1989, [to Stephen O. Johns [permit to Alter a [Building at 1600 [Monterey Boulevard. [APPLICATION NO. 8819942. [FOR HEARING TODAY. (3/26)

APPEAL NO. V89-024

NICCOLO & FLORA OLTRANTI, Appellants
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on February 1, [1989, of Rear Yard [Variance sought for [property located at [2908 Octavia Street. [VARIANCE CASE NO. 88.304V. [FOR HEARING TODAY. (3/22)

APPEAL NO. 89-030

SAN FRANCISCO ARCHITECTURAL HERITAGE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [January 30, 1989, to [Roosevelt & Althedi [Carrie, permit to [Demolish a Building [at 2075 Sutter Street. [APPLICATION NO. 8816707. [FOR HEARING TODAY. (3/27)

APPEAL NO. 89-001

ETER TAI, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on [December 30, 1988, to [Chin-Teh Shin, permit [to Alter a Building at [18 Presidio Terrace. [APPLICATION NO. 8715597. [FOR HEARING TODAY. (2/14)

ublic Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, MARCH 29, 1989
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REPORT BY DEPARTMENTS:

ITEM A: Appeal No. 88-176. Report by departments of compliance with conditions of Board's approval of Building Permit Application No. 8706937 for an addition at 523 - 22nd Avenue. On August 10, 1988, upon motion of Commissioner House, the Board voted 4 - 0 (Commissioner Prior absent) to uphold the department and grant the permit subject to conditions.

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FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM B: Appeal No. 88-293, 88-294, and 88-295. Hearing on February 8, 1989, and final vote on March 1, 1989. The Chinatown Neighborhood Improvement Resource Center, etal, the appellant, had protested the issuance of building permits to erect a structure at 8 Wetmore Street, and two structures at 959 Powell Street. Upon motion of President Marks, the Board voted 4 - 0 to overrule the department and deny the permits. (Commissioner Prior was excused from voting on this issue).

Public Comment: Presentation shall be limited to (3) three minutes for each speaker.

APPEAL NO. V88-324

MARVIN ISRAEL, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting Condition of
[Variance granted on
[December 6, 1988, for
[property located at
[455 Hoffman Avenue.
[VARIANCE CASE NO. 88.542V.
[FOR FURTHER REHEARING TODAY. (1/15)

Items 4A and 4B shall be heard together.

APPEAL NO. 88-250

S. H. A. R. P., Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 7, 1988, to
[Martin Lalor, permit
[to Erect a Structure
[at 1789/91 - 9th Ave.
[APPLICATION NO. 8711839.
[FOR FURTHER HEARING TODAY. (11/1)

APPEAL NO. 89-026

ANITA SORENSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 30, 1989, to
[Martin Lalor, permit
[to Demolish a Building
[at 1789/91 - 9th Ave.
[APPLICATION NO. 8808833.
[FOR FURTHER HEARING TODAY. (3/20)

APPEAL NO. 89-038

NIZAR LAMA, Appellant
vs.
DEPT. CITY PLANNING, Respondent

[Protesting condition of
[issuance on February 8,
[1989, of Type 21 License
[at 1865 Laguna Street,
[that hours of operation
[are limited to between
[6:00 a.m. & 10:00 p.m.
[FOR HEARING TODAY. (4/1)

APPEAL NO. 89-039

MARGARET MOUNTIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 15, 1989, to
[Dick Mak, permit to
[Alter a Building at
[18 Radio Terrace.
[APPLICATION NO. 8803971.
[FOR HEARING TODAY. (4/11)

Items 7A and 7B shall be heard together.

APPEAL NO. 89-040

NATIONAL TREASURY EMPLOYEE'S UNION
CHAPTER 212, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 17, 1989,
[to Hawthorne Plaza
[Limited, permit to
[Alter a Building at
[75 Hawthorne Street.
[APPLICATION NO. 8819946.
[FOR HEARING TODAY. (4/15)

APPEAL NO. 89-046

NATIONAL TREASURY EMPLOYEE'S UNION
CHAPTER 212, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 17, 1989, to
[Arcon Limited, permit
[to Alter a Building at
[75 Hawthorne Street.
[APPLICATION NO. 8819952.
[FOR HEARING TODAY. (4/19)

APPEAL NO. V89-035

RICHARD SANDER, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on February 16,
[1989, of Rear Yard,
[Usable Open Space &
[Minimum Lot Size
[Variances sought at
[1120 - 24 Clay Street/
[21-23 Truett Street.
[VARIANCE CASE NO. 88.682EV.
[FOR HEARING TODAY. (3/28)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

SPECIAL MEETING

APPEAL NO. V88-324

MARVIN ISRAEL, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting Condition of
[Variance granted on
[December 6, 1988, for
[property located at
[455 Hoffman Avenue.
[VARIANCE CASE NO. 88.542V.
[**SITE INPSECTION WEDNESDAY,**
[**MARCH 29, 1989; AT 8:30 A.M.**

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

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REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, APRIL 5, 1989
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Christopher C. Hall, Esq., on behalf of Tormui Ty, requesting rehearing of Appeal No. 89-031. Hearing March 15, 1989. Appellant protested the denial of masseuse permit at 450 - B Jones Street. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the department and deny the permit.

ITEM B: Letter from Weyman I. Lundquist, Esq., requesting rehearing of Appeal No. 89-028. Hearing March 15, 1989. Appellant protested the issuance of permit to alter a building at 3733 Broderick Street. Upon motion of Commissioner Prior, the Board voted 3-2 to uphold the department and grant the permit. (President Marks and Commissioner Melbostad dissented.)

ITEM C: Letter from Ramona Albright requesting rehearing of Appeal No. 89-037. Hearing March 15, 1989. Appellant had appealed the issuance of permit to erect a structure at 201 Raccoon Drive. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the department and grant the permit subject to conditions.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM D: Appeals No. 88-293, 88-294, and 88-295. Hearing on February 8, 1989, and final vote on March 1, 1989. The Chinatown Neighborhood Improvement Resource Center, etal, the appellant, had protested the issuance of building permits to erect a structure at 8 Wetmore Street, and two structures at 959 Powell Street. Upon motion of President Marks, the Board voted 4 - 0 to overrule the department and deny the permits. (Commissioner Prior was excused from voting on this issue).

ITEM E: Appeal No. V88-324. Rehearing on March 15, 1989. Site inspection and decision on March 29, 1989. The appellant, Marvin Israel, had protested the imposition of a condition in the granting of a variance to legalize a second dwelling unit at 455 Hoffman Street. Upon motion of Commissioner Melbostad, the Board voted 5-0 to overrule the department and delete the condition to create a second tandem parking space behind the existing single space in the garage with a new condition that the appellant record a Notice of Special Restrictions restricting use of the subject building to two units only.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-033

DAVID J. MARX, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 6, 1989, to
[John Hirohata, permit
[to Alter a Building at
[53 Christopher Drive.
[APPLICATION NO. 8817711.
[FOR FURTHER HEARING TODAY. (3/29)

APPEAL NO. 89-044

ALEX S. CASSIMUS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for refund of
[penalty imposed on
[March 9, 1989, for work
[done at 975 Church St.
[APPLICATION NO. 8802521.
[FOR HEARING TODAY. (4/18)

APPEAL NO. 89-047

HONG KONG MARKET, INC., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on March 13,
[1989, of permit to
[Alter a Building at
[1134 Grant Avenue.
[APPLICATION NO. 8902333.
[FOR HEARING TODAY. (4/25)

APPEAL NO. 89-042

STEPHEN RYAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 28, 1989, to
[Oliver Wen, permit to
[Demolish a Building at
[1843 - 10th Avenue.
[APPLICATION NO. 8815473.
[FOR HEARING TODAY. (4/18)

APPEAL NO. 89-045

L & J DESIGN & CONSTRUCTION CO.,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 23, 1989, to
[Sung Wi, permit to
[Alter a Building at
[270-272 - 22nd Avenue.
[APPLICATION NO. 8817586.
[FOR HEARING TODAY. (4/18)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

Items 3A through 3D shall be heard together.

APPEAL NO. 89-048

MARC E. MINARDI & BRUCE DAVIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[2 Southern Heights Ave.
[APPLICATION NO. 8806841.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-049

MARC E. MINARDI & BRUCE DAVIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[4 Southern Heights Ave.
[APPLICATION NO. 8806840.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-050

MARC E. MINARDI & BRUCE DAVIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[6 Southern Heights Ave.
[APPLICATION NO. 8806842.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-051

MARC E. MINARDI & BRUCE DAVIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[8 Southern Heights Ave.
[APPLICATION NO. 8806843.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-043

INVERNESS HOTEL TENANTS ASSOCIATION,
vs. Appellant
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 22, 1989,
[to Taldan Investment
[Company, permit to
[Alter a Building at
[1405 Van Ness Avenue.
[APPLICATION NO. 8818880.
[FOR HEARING TODAY. (4/18)

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, APRIL 26, 1989
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

ty and County of San Francisco

Board of Permit Appeals

[Agenda]

ADDENDUM TO CALENDAR
MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, APRIL 26, 1989
5:00 P.M., ROOOM 282, CITY HALL

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(1) 4:00 P.M. Presentation by Commissioner Prior on the technique of reading and interpreting building plans.

Date this notice posted: April 20, 1989

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, APRIL 26, 1989

5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Robert J. McCarthy, Esq., on behalf of Markdikian Enterprises, requesting rehearing of Appeals Nos. 88-293, 88-294, and 88-295. Appeals heard together on February 8, 1989 and March 1, 1989. Findings adopted on April 5, 1989. Appellants, the Chinatown Neighborhood Improvement Resource Center, et al, had protested the issuance of permits to erect structures at 959 Powell Street and 8 Wetmore Street. Upon motion of President Marks, the Board voted 4 - 0 to overrule the department and deny the permit. (Commissioner Prior was excused from voting on this issue).

ITEM B: Letter from David Owen, Rick Spector, and Ian McLean on behalf of the National Treasury Employee's Union, Chapter 212, requesting rehearing of Appeals Nos. 89-040 and 89-046. These appeals were heard together on March 29, 1989. The appellants had protested the issuances on February 17, 1989 and March 1, 1989 permits to alter a building at 75 Hawthorne Street. Upon motion of Vice President Makras, the Board voted 5 - 0 to uphold the department and grant the permits.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-047

HONG KONG MARKET, INC., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on March 13,
[1989, of permit to
[Alter a Building at
[1134 Grant Avenue.
[APPLICATION NO. 8902333.
[FOR FURTHER HEARING TODAY. (4/25)

Items 4A through 4D shall be heard together.

APPEAL NO. 89-048

MARC E. MINARDI & BRUCE DAVIES, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[2 Southern Heights Ave.
[APPLICATION NO. 8806841.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-049

MARC E. MINARDI & BRUCE DAVIES, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[4 Southern Heights Ave.
[APPLICATION NO. 8806840.
[FOR HEARING TODAY. (4/29)

Items 4A through 4D shall be heard together.

APPEAL NO. 89-050

MARC E. MINARDI & BRUCE DAVIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[6 Southern Heights Ave.
[APPLICATION NO. 8806842.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-051

MARC E. MINARDI & BRUCE DAVIES,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 6, 1989, to
[Lynn Susoeff, permit
[to Alter a Building at
[8 Southern Heights Ave.
[APPLICATION NO. 8806843.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-044

ALEX S. CASSIMUS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on March 9, 1989,
[for work done at
[975 Church Street.
[APPLICATION NO. 8802521.
[FOR HEARING TODAY. (4/18)

APPEAL NO. 89-052

STERLING ROOFING COMPANY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on March 20, 1989,
[for work done at
[1059 Clement Street.
[APPLICATION NO. 8904348.
[FOR HEARING TODAY. (4/29)

APPEAL NO. 89-054

IO ON LOUIE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on March 22, 1989,
[for work done at
[574-580 Haight Street.
[APPLICATION NO. 8904082.
[FOR HEARING TODAY. (5/3)

APPEAL NO. 89-056

IKC CONSTRUCTION & ROOFING, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on March 27, 1989,
[for work done at
[1979 - 43rd Avenue.
[APPLICATION NO. 8904800.
[FOR HEARING TODAY. (5/6)

APPEAL NO. 89-057

THOMAS R. FOX, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on March 28, 1989,
[for work done at
[401 Montecito Avenue.
[APPLICATION NO. 8904358.
[FOR HEARING TODAY. (5/8)

APPEAL NO. 89-059

WILLIAM BROWN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on March 29, 1989,
[for work done at
[440 Laurel Street.
[APPLICATION NO. 8904206.
[FOR HEARING TODAY. (5/10)

APPEAL NO. 89-053

CASA DE LA RAZA, INC., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial of Alteration
[permit by Bureau of
[Building Inspection
[on March 14, 1989,
[to change occupancy
[classification from
[R-3 to E-3 to allow
[a child care facility
[at 90 Bartlett Street.
[APPLICATION NO. 8816173.
[FOR HEARING TODAY. (5/2)

APPEAL NO. V89-041

ROOK & SHAWN BYERS, Appellant
vs.
ONING ADMINISTRATOR, Respondent

[Protesting Condition of
[of Variance granted on
[February 24, 1989, for
[property located at
[3636 Washington Street.
[VARIANCE CASE NO. 88.300V.
[FOR HEARING TODAY. (4/15)

APPEAL NO. 89-068

CHARLES & DIANE FRANKEL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 20, 1989, to
[Randy George, permit
[to Alter a Building
[at 361 Lombard Street.
[APPLICATION NO. 8808752.
[FOR HEARING TODAY. (5/15)

Items 15A and 15B shall be heard together.

APPEAL NO. 89-075

GEORGE BISAILLON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance
[on March 31, 1989,
[to Kotas Pantaleoni
[Architects, permit to
[Demolish a Building
[at 2559 Diamond Street.
[APPLICATION NO. 8812330.
[FOR HEARING TODAY. (5/9)

APPEAL NO. 89-058

GEORGE BISAILLON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance
[on March 31, 1989,
[to Kotas Pantaleoni
[Architects, permit to
[Erect a Structure
[at 2559 Diamond Street.
[APPLICATION NO. 8812333.
[FOR HEARING TODAY. (5/23)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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Room 154-A City Hall
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, MAY 10, 1989

5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-060

CAROL ELVIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on March 23, 1989,
[for work done at
[302-308 - 26th Avenue.
[APPLICATION NO. 8903213.
[FOR HEARING TODAY. (5/2)

APPEAL NO. 89-063

OV MICHAELI, Appellant
vs.
EPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on March 31, 1989,
[for work done at
[555 Vermont Street.
[APPLICATION NO. 8903348.
[FOR HEARING TODAY. (5/3)

APPEAL NO. 89-064

LFRED DUMLAO, Appellant
vs.
EPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on April 3, 1989,
[for work done at
[543 Jersey Street.
[APPLICATION NO. 8904077.
[FOR HEARING TODAY. (5/6)

APPEAL NO. 89-070

DAM SPARKS, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
AHI DISAPPROVAL

[Denial on March 31, 1989,
[of permit to convert 69
[rooms from residential
[use to tourist use at
[520 Jones Street.
[FOR HEARING TODAY. (5/17)

APPEAL NO. 89-071

ARI W. ALARCON, etal, Appellants
vs.
PT. PUBLIC WORKS, Respondent

[Protesting issuance on
[March 29, 1989, to Ruff
[Construction, Electrical
[Permit for 1400 Washington
[Street, Apartments 9, 11,
[12, 14, 16, and 17.
[PERMIT NO. 57761.
[FOR HEARING TODAY. (5/21)

APPEAL NO. 89-072

EARL B. EWING, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on April 7,
[1989, of permit to
[Alter a Building at
[2253 California Street.
[APPLICATION NO. 8902992.
[FOR HEARING TODAY. (5/21)

APPEAL NO. 89-061

GARRY F. BRAID, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 27, 1989, to Ivan
[and Sue Vican, permit
[to Alter a Building at
[4376 - 26th Street.
[APPLICATION NO. 8807802.
[FOR HEARING TODAY. (5/2)

APPEAL NO. 89-062

UKA TAKEMURA & SAM CHA CHOI,
vs. Appellants
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance
[on March 17, 1989,
[to Leonid & Larisa
[Modorsky, permit to
[Alter a Building at
[2438 Taraval Street.
[APPLICATION NO. 8815929.
[FOR HEARING TODAY. (5/3)

APPEAL NO. 89-065

ICKOLAS A. DIAMAN, Appellant
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[March 31, 1989, to
[Larry Wasserman, permit
[to Alter a Building at
[2960 Van Ness Avenue.
[APPLICATION NO. 8904220.
[FOR HEARING TODAY. (5/6)

APPEAL NO. 89-067

ERNARDO & KATHLEEN URQUIETA,
Appellants
vs.
EPT. PUBLIC WORKS, Respondent
ITY PLANNING APPROVAL

[Protesting issuance on
[March 20, 1989, to
[John Schrader, permit
[to Alter a Building
[at 135 Beaver Street.
[APPLICATION NO. 8902649.
[FOR HEARING TODAY. (5/15)

ublic Comment: Presentation shall be limited to three (3) minutes for each speaker.

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ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

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REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

BOARD OF PERMIT APPEALS
Room 154-A City Hall
San Francisco, CA 94102

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Agenda

MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, MAY 17, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Randall M. Shaw dated May 5, 1989, on behalf of the Inverness Hotel Tenants Association requesting rehearing of Appeal No. 89-043. Hearing April 5, 1989. Appellants protested the issuance of permit to alter a building at 1405 Van Ness Avenue. Upon motion of Commissioner Melbostad, the Board voted 4 - 0 to uphold the Department and grant the permit subject to conditions. Commissioner Prior did not vote. Notice of Decision and Order with final language of conditions released on April 26, 1989.

ITEM B: Letter from Marc E. Minardi and Bruce Davies, requesting rehearing of Appeals Nos. 89-048, 89-049, 89-050, and 89-051. Hearing April 26, 1989. The appellants had protested the issuance of permits to construct a building at 2, 4, 6, and 8 Southern Heights Avenue. Upon motion of Commissioner Prior, the Board voted 4-1 (President Marks dissented) to grant the permit subject to conditions.

REQUEST FOR JURISDICTION:

ITEM C: Letter from Ronald M. Abend, Esq., on behalf of the Marina at Pier 39 Slip Owners Association requesting that the Board take jurisdiction over the Zoning Administrator's decision to accept the Pier 39 Aquarium Conditional Use Application.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-074

MARK C. JEWETT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on April 11, 1989,
[for work done at
[124 Del Mar Avenue.
[APPLICATION NO. 8905931.
[FOR HEARING TODAY. (5/23)

APPEAL NO. 89-079

JOSEPH KELLY, JR., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on April 27, 1989,
[for work done at
[862 Guerrero Street.
[APPLICATION NO. 8906238.
[FOR HEARING TODAY. (6/6)

APPEAL NO. 89-077

(5) GEORGE HELLERICH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Appeal of Condition
[Imposed on April 18,
[1989, to Mina-Tree Signs,
[Inc., permit to Erect a
[Sign at 3150 California St.
[APPLICATION NO. 8904097.
[FOR HEARING TODAY. (5/

APPEAL NO. 89-017

(6) GUNTHER GOPP, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Order to Cease Violation
[of the Planning Code,
[dated January 20, 1989,
[for property located at
[473 Ellis Street.
[FOR HEARING TODAY. (3/

APPEAL NO. 89-073

(7) ANDREAS VON FOERSTER, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Determination by the
[Zoning Administrator
[on March 28, 1989,
[that the proposal
[does not conform to
[Planning Code Section
[132 (b) & Residential
[Design Guidelines at
[128 Montcalm Street.
[APPLICATION NO. 8902465.
[FOR HEARING TODAY. (5/

APPEAL NO. 89-076

(8) JAWJ GREENWALD, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 31, 1989, to
[Howard Cooper & George
[E. Shelton, permit to
[Alter a Building at
[970 Chestnut Street.
[APPLICATION NO. 8814707.
[FOR HEARING TODAY. (5/

APPEAL NO. 89-081

(9) JOSEPH FARR, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 19, 1989, to
[Sam Budousky, permit
[to Erect a Structure
[at 302 Warren Drive.
[APPLICATION NO. 8808286.
[FOR HEARING TODAY. (6/

APPEAL NO. V89-078

POLLY O'CONNOR, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting issuance on
[April 13, 1989, to
[Lucia Bogatay, Minimum
[Lot Size, Rear Yard,
[Exposure of a Dwelling
[Unit, Usable Open Space
[& Ground Story Frontage
[Variances sought for
[property located at
[25-29 Pleasant Street/
[1224 Sacramento Street.
[VARIANCE CASE NO. 88.431EV.
[FOR HEARING TODAY. (5/31)

Public Comment: Presentation shall be limited to three minutes for each speaker.

SPECIAL MEETING

APPEAL NO. 89-068

CHARLES & DIANE FRANKEL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 20, 1989, to
[Randy George, permit
[to Alter a Building
[at 361 Lombard Street.
[APPLICATION NO. 8808752.
[**SITE INSPECTION WEDNESDAY,**
[**MAY 22, 1989, AT 8:30 A.M.**
[(Continued for further hearing
[to May 31, 1989.)

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, MAY 31, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Sue Hestor, Esq., on behalf of appellant Nikolas Diaman requesting rehearing of Appeal No. 89-065. Hearing May 10, 1989. The appellant had protested the issuance of a permit to alter a building at 2960 Van Ness Avenue. Upon motion of Commissioner Melbostad, the Board voted 3-2 to overrule the department. Four votes needed to overrule, the department is upheld and the permit granted. Commissioner Prior and Vice President Makras dissented.

REQUEST FOR RECONSIDERATION:

ITEM B: Letter from John Sanger, Esq., representing the Pier 39 Limited Partnership requesting the Board to reconsider its decision of May 17, 1989, taking jurisdiction over the Zoning Administrator's determination to accept a Conditional Use Application for a new aquarium at Pier 39.

REQUEST FOR REHEARING BEYOND THE 10-DAY REQUEST PERIOD:

ITEM C: Letter from Maryann Dillon, Executive Director, Mission Housing Development Corporation, requesting the Board to rehear Appeals Nos. 89-021 and 89-022. Hearing March 8, 1989. The appellant had protested the imposition of penalties for work done at 1227 Hampshire Street. Upon motion of Vice President Makras, the Board voted 3-2 to uphold the department and sustain the penalty. Commissioners Marks & Melbostad dissented.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-068

CHARLES & DIANE FRANKEL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 20, 1989, to
[Randy George, permit
[to Alter a Building
[at 361 Lombard Street.
[APPLICATION NO. 8808752.
[FOR FURTHER HEARING TODAY. (5/15)

APPEAL NO. 89-076

DAWJ GREENWALD, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 31, 1989, to
[Howard Cooper & George
[E. Shelton, permit to
[Alter a Building at
[970 Chestnut Street.
[APPLICATION NO. 8814707.
[FOR FURTHER HEARING TODAY. (5/27)

APPEAL NO. 89-088

BRUCE BAXTER, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on April 20,
[1989, of Driver Public
[Vehicle permit.
[FOR HEARING TODAY. (6/13)

APPEAL NO. 89-084

LESLIE V. SWALL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 1, 1989,
[for work done at
[826A Castro Street.
[APPLICATION NO. 8906896.
[FOR HEARING TODAY. (6/10)

APPEAL NO. 89-085

CARLETON J. CHAPPELLE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 3, 1989,
[for work done at
[472 Utah Street.
[APPLICATION NO. 8906216.
[FOR HEARING TODAY. (6/12)

APPEAL NO. 89-091

JOSEPH P. FICURELLI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[for work done at
[530-532 Presidio Ave.
[APPLICATION NO. 8819815.
[FOR HEARING TODAY. (6/27)

APPEAL NO. 89-092

KAREN LUM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[for work done at
[4367 - 17th Street.
[APPLICATION NO. 8813115.
[FOR HEARING TODAY. (6/27)

APPEAL NO. 89-017

GUNTHER GOPP, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Order to Cease Violation
[of the Planning Code,
[dated January 20, 1989,
[for property located at
[473 Ellis Street.
[FOR HEARING TODAY. (3/18)

APPEAL NO. 89-086

ARTCO CONSTRUCTION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on May 3, 1989,
[of permit to Alter a
[Building at 71 Rico Way.
[APPLICATION NO. 8818072.
[FOR HEARING TODAY. (6/12)

APPEAL NO. 89-080

ERNESTO J. PULETTI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 1, 1988, to
[Steven Byers, permit to
[Erect a Structure at
[at 352 San Marcos Ave.
[APPLICATION NO. 8718038.
[FOR HEARING TODAY. (6/7)

APPEAL NO. 89-087

WALTER PALMER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[April 19, 1989, to
[Elsie Collins, permit
[to Alter a Building
[at 1930 Eddy Street.
[APPLICATION NO. 8905240.
[FOR HEARING TODAY. (6/13)

APPEAL NO. 89-094

CAROL L. SMITH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 1, 1989, to Mr. &
[Mrs. Alan Zimmerman,
[permit to Alter a
[Building at 39 Avila.
[APPLICATION NO. 8901285.
[FOR HEARING TODAY. (6/28)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

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MEETING OF THE BOARD OF PERMIT APPEALS

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WEDNESDAY, JUNE 7, 1989

5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUEST FOR REHEARING:

ITEM A: Letter from David A. Sauers, Esq., on behalf of Mark C. Jewett, requesting rehearing of Appeal No. 89-074. Hearing May 17, 1989. Appellant protested the imposition of penalty for work done at 124 Del Mar Avenue. Upon motion of Commissioner House, the Board voted to uphold the department's order and sustain the penalty.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-065

NICKOLAS A. DIAMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[March 31, 1989, to
[Larry Wasserman, permit
[to Alter a Building at
[2960 Van Ness Avenue.
[APPLICATION NO. 8904220.
[FOR REHEARING TODAY. (5/6)

APPEAL NO. 89-093

MARK T. O'LONE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[for work done at
[1545 Broadway Street.
[APPLICATION NO. 8906751.
[FOR HEARING TODAY. (6/28)

APPEAL NO. 89-097

TIMOTHY E. PELLISSIER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 9, 1989,
[for work done at
[4339 - 18th Street.
[APPLICATION NO. 8907971.
[FOR HEARING TODAY. (6/24)

Items 6A through 6F shall be heard together.

APPEAL NO. 88-156

HONG KONG METRO REALTY CO., INC. Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4,
[1988, of permit to
[Alter a Building at
[2987 - 38th Avenue.
[APPLICATION NO. 8803251.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-157

HONG KONG METRO REALTY CO., INC. Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4,
[1988, of permit to
[Alter a Building at
[3702 Ulloa Street.
[APPLICATION NO. 8803253.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-158

HONG KONG METRO REALTY CO., INC. Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4,
[1988, of permit to
[Alter a Building at
[3712 Ulloa Street.
[APPLICATION NO. 8803252.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-159

HONG KONG METRO REALTY CO., INC. Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4,
[1988, of permit to
[Alter a Building at
[3722 Ulloa Street.
[APPLICATION NO. 8607795.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 88-160

HONG KONG METRO REALTY CO., INC. Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 4,
[1988, of permit to
[Alter a Building at
[3734 Ulloa Street.
[APPLICATION NO. 8607793.
[FOR HEARING TODAY. (7/25)

APPEAL NO. V89-005

HARRY O'BRIEN, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on January 6,
[1989, of Front Setback,
[Rear Yard, Usable Open
[Space, Off - Street
[Parking & Garage/Curb
[Cut Width Variances
[sought at 3702, 3712,
[3722 & 3734 Ulloa St.
[VARIANCE CASE NO. 88.346V
[FOR HEARING TODAY. (2/16)

APPEAL NO. V89-082

TOM JAMES, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on April 17, 1989,
[of Off - Street Parking,
[Unscreened Parking, and
[Front Setback Variances
[sought for property at
[1450 Masonic Avenue.
[VARIANCE CASE NO. 88.726V.
[FOR HEARING TODAY. (6/6)

APPEAL NO. 89-100

ROBERT BAKMAZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on May 2, 1989,
[of permit to Alter
[a Building at 2318
[Leavenworth Street.
[APPLICATION NO. 8818527.
[FOR HEARING TODAY. (6/25)

APPEAL NO. 89-083

STEVE OLIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[April 13, 1989, to
[Mr. and Mrs. Jerold
[Panas, permit to
[Erect a Structure at
[1067 Green Street.
[APPLICATION NO. 8802379.
[FOR HEARING TODAY. (6/7)

APPEAL NO. V89-098

WILLIAM & JOANNE PRIEUR, Appellants
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting condition of
[variance granted on May
[5, 1989, for property
[at 1638 - 1640 Haight St.
[VARIANCE CASE NO. 88.341V.
[FOR HEARING TODAY. (6/24)

APPEAL NO 89-103

ANTHONY BROWN, Appellant
vs.
DEPT PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting isssuance
[on May 4, 1989, to
[R & D Capital, permit
[to Alter a Building
[at 3741 Buchanan St.
[APPLICATION NO. 8810662.
[FOR HEARING TODAY. (6/27)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

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RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, JUNE 21, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Jack Wholey, Esq. on behalf of appellants Charles and Diane Frankel, requesting rehearing of Appeal No. 89-068. Hearings April 26 and May 31, 1989. Appellants protested the issuance of an alteration permit to Randy George for work done at 361 Lombard Street. The permit was upheld with no conditions. Commissioner House moved upholding permit with conditions but the vote was only 2 - 3 on the motion. President Marks, Vice President Makras and Commissioner Prior voted against the motion.

ITEM B: Letter from Mark Himelstein, Esq. on behalf of permit holders Howard Cooper and Goerge Shelton, requesting rehearing of Appeal No. 89-076. Hearings on May 17, and May 31, 1989. Appellant Jawj Greenwald protested issuance of an alteration permit to the permit holders for work done at 970 Chestnut Street. On Commissioner House's motion to uphold with conditions the Board voted 5 - 0.

ITEM C: Letter from Kate Dixon, Esq. on behalf of appellant Bruce Baxter, requesting rehearing of Appeal No. 89-088. Hearing May 31, 1989. The appellant was appealing the 5-day suspension of his driver public vehicle permit. On Commissioner House's motion to uphold the department the Board voted 5 - 0.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-080

RNESTO J. PULETTI, Appellant vs. EPT. PUBLIC WORKS, Respondent ITY PLANNING APPROVAL	[Protesting issuance on [November 1, 1988, to [Steven Byers, permit to [Erect a Structure at [at 352 San Marcos Ave. [APPLICATION NO. 8718038. [FOR FURTHER HEARING TODAY. (6/7)

tems 4A and 4B shall be heard together.

APPEAL NO. 89-021

ISSION HOUSING DEVELOPMENT CORP., vs. Appellant EPT. PUBLIC WORKS, Respondent	[Imposition of Penalty [on February 10, 1989, [for work done at [1227 Hampshire Street. [APPLICATION NO. 8814005. [FOR REHEARING TODAY. (3/22)

Items 4A and 4B shall be heard together.

APPEAL NO. 89-022

MISSION HOUSING DEVELOPMENT CORP.,
vs. Appellant
DEPT. PUBLIC WORKS,
Respondent

[Imposition of Penalty
[on February 10, 1989,
[for work done at
[1227 Hampshire Street.
[APPLICATION NO. 8815153.
[FOR REHEARING TODAY. (3/22)

APPEAL NO. 89-107

MONTEREY HEIGHTS HOMEOWNERS ASSOC.,
vs. Appellant
ZONING ADMINISTRATOR,
Respondent

[Determination on May 9,
[1989, by the Zoning
[Administrator, that the
[Gurdjieff Foundation at
[85 Saint Elmo Way is
[in compliance with the
[City Planning Code.
[FOR HEARING TODAY. (7/3)

APPEAL NO. 89-090

EDWARD MITCHELL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 9, 1989,
[for work done at
[2906-08 Buchanan St.
[APPLICATION NO. 8907080.
[FOR HEARING TODAY. (6/18)

APPEAL NO. 89-099

'ETER ZINGG, Appellant
vs.
)EPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 16, 1989,
[for work done at
[736 Kirkham Street.
[APPLICATION NO. 8903109.
[FOR HEARING TODAY. (6/25)

APPEAL NO. 89-101

UGENE WONG, Appellant
vs.
EPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 16, 1989,
[for work done at
[726 Spruce Street.
[APPLICATION NO. 8819230.
[FOR HEARING TODAY. (6/26)

APPEAL NO. 89-102

NORMAN SHEARER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on May 16, 1989,
[for work done at
[726 - 4th Avenue.
[APPLICATION NO. 8905966.
[FOR HEARING TODAY. (6/26)

APPEAL NO. 89-109

ANGELO WILSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on May 26, 1989,
[for work done at
[334 Duncan Street.
[APPLICATION NO. 8907054.
[FOR HEARING TODAY. (7/5)

APPEAL NO. 89-110

HANS REIMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on May 25, 1989,
[for work done at
[634 Shotwell Street.
[APPLICATION NO. 8909117.
[FOR HEARING TODAY. (7/5)

APPEAL NO. 89-112

PETER KERESZTURY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on May 26, 1989,
[for work done at
[53 Page Street.
[APPLICATION NO. 8907871.
[FOR HEARING TODAY. (7/9)

APPEAL NO. 87-302

YOUNG ANN KIM & IN KYUNG KIM, Appellants
vs.
HEALTH DEPARTMENT, Respondent
CITY PLANNING DISAPPROVAL

[Denial on October 9,
[1987, of permit to
[Operate a Restaurant
[at 92 Judah Street.
[(Joky's Place).
[FOR HEARING TODAY. (11/28)

APPEAL NO. 89-104

MARYANNA G. SHAW, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Suspension on May 3, 1989,
[of construction of fence
[at 2550 Divisadero Street.
[APPLICATION NO. 8707787.
[FOR HEARING TODAY. (6/25)

APPEAL NO. 89-113

JOAN M. CROWLEY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Revocation on May 15,
[1989, of permit to
[Alter a Building at
[1164-66 Filbert Street.
[APPLICATION NO. 8717236.
[FOR HEARING TODAY. (7/9)

APPEAL NO. 89-111

BLANCA MARTINEZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on May 24, 1989,
[by Bureau of Building
[Inspection, of permit
[to Legalize windows on
[(3) three-unit house at
[1330 Valencia Street.
[APPLICATION NO. 8905280.
[FOR HEARING TODAY. (7/5)

APPEAL NO. 89-108

STEVEN & CATHY WEINDEL & E. ROBERT SCROFANI, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 9, 1989, to
[George Vasil, permit
[to Erect a Structure
[at 320 Collingwood St.
[APPLICATION NO. 8713739.
[FOR HEARING TODAY. (7/3)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

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VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, JUNE 28, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUEST FOR REHEARING:

ITEM A: Letter from Robert Bakmaz requesting rehearing of Appeal No. 89-100. Hearing June 7, 1989. The appellant, Robert Bakmaz, had protested the denial of permit to alter a building at 2318 Leavenworth Street. Upon motion of Commissioner Melbostad, the Board voted 3 - 2 to uphold the Department and deny the permit. (Vice President Makras and Commissioner House dissented.) Four votes being necessary to overrule the department, the order is upheld and the permit denied.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO 89-103

ANTHONY BROWN, Appellant
vs.
DEPT PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting isssuance
[on May 4, 1989, to
[R & D Capital, permit
[to Alter a Building
[at 3741 Buchanan St.
[APPLICATION NO. 8810662.
[FOR FURTHER HEARING TODAY. (6/27)

APPEAL NO. 89-106

TELEGRAPH TERRACE HOMEOWNERS ASSOC.,
vs. Appellants
POLICE DEPARTMENT,
Respondent

[Protesting issuance on
[May 8, 1989, of
[Dancehall Keeper permit
[at 1800 Montgomery
[Street, dba "Bentley's
[Restaurant/Bar".
[FOR HEARING TODAY. (7/2)

APPEAL NO. 89-114

THOMAS & BARBARA MCGRATH, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[February 2, 1989, to
[Gary Gin, permit to
[Alter a Building at
[1234 Ulloa Street.
[APPLICATION NO. 8816310.
[FOR HEARING TODAY. (7/9)

Items 6A and 6B shall be heard together.

APPEAL NO. 89-116

A) STANLEY DINTCHO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1989, to
[Mike Feldman, permit
[to Demolish a Building
[at 2240 Union Street.
[APPLICATION NO. 8714225.
[FOR HEARING TODAY. (7/11)

APPEAL NO. 89-118

B) GORDON & MARY TOM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1989, to
[Mike Feldman, permit
[to Erect a Structure
[at 2240 Union Street.
[APPLICATION NO. 8710794.
[FOR HEARING TODAY. (7/11)

APPEAL NO. 89-089

THOMAS MOORE, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Order to Cease Violation
[of the Planning Code
[dated April 25, 1989,
[for property located at
[545 Burnett Avenue.
[FOR HEARING TODAY. (6/14)

APPEAL NO. V89-095

RICHARD GOSSEN, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on May 5, 1989,
[of Cut Curb and Maximum
[Garage Door Width Variance
[sought for property at
[3269 Harrison Street.
[VARIANCE CASE NO. 88.711V.
[FOR HEARING TODAY. (6/21)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

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In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

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Room 154-A, City Hall
San Francisco, California 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, JULY 12, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUEST FOR REHEARING:

ITEM A: Letter from Hans Reiman, appellant, requesting rehearing of Appeal No. 89-110. Hearing June 21, 1989. The appellant protested the imposition of a penalty for work done at 634 Shotwell Street. Upon motion of Vice President Makras, the Board voted 5 - 0 to uphold the department and sustain the penalty.

CORRESPONDENCE FOR DISCUSSION:

ITEM B: Letter from Carolyn and Kirsti Aho regarding construction of garage at 4660 - 25th Street. Discussion of this matter continued from hearing of June 28, 1989.

FOR ADOPTION OF FINDINGS ONLY: Public hearing closed.

ITEM C: Appeal No. 89-107. Hearing June 21, 1989. Upon motion of Commissioner House, the Board voted 5 - 0 to overrule the Zoning Administrator's Determination concerning the Gurdjieff Foundation.

ITEM D: Appeal Nos. 88-156 through 88-160; and V89-005. Hearing June 7, 1989. Upon motion of Vice President Makras, the Board voted 5 - 0 to overrule the Zoning Administrator and to reinstate the five permits and grant the variances subject to conditions.

2 **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-124

3 KAI-MIN JEN & JACK TSENG, Appellants
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 2,
[1989, of permit for a
[Massage Establishment,
[dba "Fantasy Massage"
[at 960 Harrison Street.
[FOR HEARING TODAY. (7/18)

APPEAL NO. 89-125

BUNGORN MASON, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on May 24, 1989,
[of Masseuse permit at
[455 Ellis Street.
[FOR HEARING TODAY. (7/18)

APPEAL NO. 89-120

EDWARD BAKER & HARRY BARLOW,
vs. Appellants
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 23, 1989, to Kirk
[Leonard Moon, permit
[to Alter a Building at
[1642 - 16th Avenue.
[APPLICATION NO. 8807366.
[FOR HEARING TODAY. (7/16)

APPEAL NO. 89-115

TOM CORBETT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on June 1, 1989,
[for work done at
[2015 - 17th Street.
[APPLICATION NO. 8905100.
[FOR HEARING TODAY. (7/11)

APPEAL NO. 89-121

JOHN STERN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on June 6, 1989,
[for work done at
[48 Pearl Street.
[APPLICATION NO. 8820188.
[FOR HEARING TODAY. (7/16)

APPEAL NO. 89-127

KRUEGER BROTHERS BUILDERS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on June 6, 1989,
[for work done at
[425 - 18th Street.
[APPLICATION NO. 8907515.
[FOR HEARING TODAY. (7/24)

APPEAL NO. 89-053

CASA DE LA RAZA, INC., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial of Alteration
[permit by Bureau of
[Building Inspection
[on March 14, 1989,
[to change occupancy
[classification from
[R-3 to E-3 to allow
[a child care facility
[at 90 Bartlett Street.
[APPLICATION NO. 8816173.
[FOR HEARING TODAY. (5/2)

APPEAL NO. 89-108

STEVEN & CATHY WEINDEL & E. ROBERT SCROFANI, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 9, 1989, to
[George Vasil, permit
[to Erect a Structure
[at 320 Collingwood St.
[APPLICATION NO. 8713739.
[FOR HEARING TODAY. (7/3)

APPEAL NO. 89-122

JOE LING JUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[May 23, 1989, to Peter
[& Mary Fung, permit to
[Alter a Building at
[1449 Leavenworth Street.
[APPLICATION NO. 8907747.
[FOR HEARING TODAY. (7/17)

APPEAL NO. 89-123

MARIA HERMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 25, 1989, to
[Dominic Maionchi, permit
[to Alter a Building
[at 3320 Fillmore Street.
[APPLICATION NO. 8906309.
[FOR HEARING TODAY. (7/17)

APPEAL NO. 89-126

ANNE MARGARET TOWER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 25, 1989, to S.
[Ianterno, permit to
[Alter a Building at
[734 - 14th Street.
[APPLICATION NO. 8812790.
[FOR HEARING TODAY. (7/19)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

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RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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Robert H. Feldman
Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, JULY 19, 1989

5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Frederick Allardyce requesting rehearing of Appeal No. 89-106. Hearing June 28, 1989. The appellant had protested the issuance of a Dancehall Keeper permit at 1800 Montgomery Street, dba "Bentley's Restaurant/Bar." Upon motion of Vice President Makras, the Board voted 3 - 2 to uphold the Department and grant the permit.

ITEM B: Letter from Philip J. Siggins, Esq., on behalf of appellant Thomas Moore, requesting rehearing of Appeal No. 89-089. Hearing June 28, 1989. The appellant had protested the Zoning Administrator's Order to Cease Violation of the Planning Code for property located at 545 Burnett Avenue. Upon motion of Vice President Makras, the Board voted 5 - 0 to uphold the Zoning Administrator's Order.

ITEM C: Letter from Bradley D. Heinz requesting rehearing of Appeal No. 89-103. Hearing June 28, 1989. The appellant, Mr. Heinz, protested the issuance on May 4, 1989, to R & D Capital, permit to alter a building at 3741 Buchanan Street. Upon motion of Vice President Makras, the Board voted 3 - 2 to uphold the Department and grant the permit. President Marks and Commissioner Melbostad dissented.

ITEM D: Letter from Robert W. Passmore, Zoning Administrator, requesting rehearing of Appeal No. 87-302. Hearing June 21, 1989. The appellants had appealed the Zoning Adminstrator's denial of permit to operate outdoor seating for a restaurant at 92 Judah Street. (Joky's Place.) Upon motion of Vice President Makras, the Board voted 5 - 0 to uphold the Zoning Administrator's Order and deny the permit subject to conditions.

2 **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-080

3 ERNESTO J. PULETTI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 1, 1988, to
[Steven Byers, permit to
[Erect a Structure at
[at 352 San Marcos Ave.
[APPLICATION NO. 8718038.
[FOR FURTHER HEARING TODAY. (6/7)

APPEAL NO. 89-073

ANDREAS VON FOERSTER, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Determination by the
[Zoning Administrator
[on March 28, 1989,
[that the proposal
[does not conform to
[Planning Code Section
[132 (b) & Residential
[Design Guidelines at
[128 Montcalm Street.
[APPLICATION NO. 8902465.
[FOR FURTHER HEARING TODAY. (5/22)

APPEAL NO. 89-128

PAGO PRINTING, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on June 14, 1989,
[for work done at
[4231½ - 26th Street.
[APPLICATION NO. 8905573.
[FOR HEARING TODAY. (7/24)

APPEAL NO. 89-130

JOHNNY UGAY, JR., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on June 9, 1989,
[for work done at
[1676 Fulton Street.
[APPLICATION NO. 8909982.
[FOR HEARING TODAY. (7/25)

APPEAL NO. 89-133

TODD MAERWITZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on June 22, 1989, for
[work done at 430-432
[Connecticut Street.
[APPLICATION NO. 8909989.
[FOR HEARING TODAY. (8/1)

APPEAL NO. 89-135

VINCENT CORCUCHIA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed on
[June 27, 1989, for work
[done at 110 Lyon Street.
[APPLICATION NO. 8911216.
[FOR HEARING TODAY. (8/6)

APPEAL NO. 89-137

PHILIP WAGNER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on June 27, 1989,
[for work done at
[2817 Pine Street.
[APPLICATION NO. 8909482.
[FOR HEARING TODAY. (8/6)

APPEAL NO. 89-129

PHILIP BELLBER & CAROLYN BLAIR, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
ISCOTT DISAPPROVAL

[Denial on May 30, 1989,
[of request for placing
[tables & chairs in front
[of "Spaghetti Western"
[at 576 Haight Street.
[FOR HEARING TODAY. (7/24)

Items 11A and 11B shall be heard together.

APPEAL NO. 89-116

STANLEY DINTCHO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1989, to
[Mike Feldman, permit
[to Demolish a Building
[at 2240 Union Street.
[APPLICATION NO. 8714225.
[FOR HEARING TODAY. (7/11)

APPEAL NO. 89-118

GORDON & MARY TOM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1989, to
[Mike Feldman, permit
[to Erect a Structure
[at 2240 Union Street.
[APPLICATION NO. 8710794.
[FOR HEARING TODAY. (7/11)

APPEAL NO. 89-066

B. F. HERMAN III, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[December 21, 1988, to
[Eugene Gillis, permit
[to Alter a Building at
[1246 Sacramento Street.
[APPLICATION NO. 8808885.
[FOR HEARING TODAY. (5/6)

APPEAL NO. 89-117

WILLIAM & ROSA FRITH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[May 19, 1989, to Jeffrey
[Maso and Beverly Langer,
[permit to Alter a
[Building at 674-29th St.
[APPLICATION NO. 8800906.
[FOR HEARING TODAY. (7/12)

APPEAL NO. 89-134

FERN DASTREVIGNE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 9, 1989, to Robert
[Carr & Andrea Lopinto,
[permit to Alter a Building
[at 725 Euclid Avenue.
[APPLICATION NO. 8904742.
[FOR HEARING TODAY. (8/2)

APPEAL NO. 89-136

THOMAS S. & SUE V. MULLIKIN,
Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 16, 1989, to Sue
[San Lee Fong, permit to
[Alter a Building at
[333 Christopher Drive.
[APPLICATION NO. 8820519.
[FOR HEARING TODAY. (8/6)

APPEAL NO. V89-096

STEVE E. DROLAPAS, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on May 5, 1989, of
[Rear Yard and Obstructions
[Over Street/Alley Variances
[Sought for property at
[2109 - 41st Avenue.
[VARIANCE CASE NO. 88.640V.
[FOR HEARING TODAY. (6/24)

APPEAL NO. V89-131

M.F. & L.L. VIRJEE, Appellants
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on June 12, 1989, of
[Off-Street Parking, Rear
[Yard and Exposure of A
[Dwelling Unit Variances
[Sought for property located
[at 229 Corbett Avenue.
[VARIANCE CASE NO. 88.747V.
[FOR HEARING TODAY. (7/30)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, AUGUST 2, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Harry Barlow requesting rehearing of Appeal No. 89-120. Hearing July 12, 1989. The appellant had protested the issuance to Kirk Leonard Moon, permit to alter a building at 1642 - 16th Avenue. Upon motion of Commissioner Melbostad, the Board voted 3 - 2 to overrule the department. Vice President Makras and Commissioner Prior dissented. The department was upheld and the permit granted.

ITEM B: Letter from Pamela S. Duffy, Esq., on behalf of the Gurdjieff Foundation, requesting rehearing of Appeal No. 89-107. Hearing June 21, 1989. Findings of fact adopted July 12, 1989. The appellants had protested the Zoning Administrator's determination dated May 9, 1989, that the Gurdjieff Foundation was in compliance with the City Planning Code at 85 Saint Elmo Way. Upon motion of Commissioner House, the Board voted 5 - 0 to overrule the Zoning Administrator's determination that the Gurdjieff Foundation was in compliance with the City Planning Code at 85 Saint Elmo Way.

ITEM C: Letter from Anne Margaret Tower requesting rehearing of Appeal No. 89-126. Hearing July 12, 1989. The appellant had protested the issuance of permit to erect a 6-unit residential building at 734-14th Street. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the department and grant the permit.

CORRESPONDENCE FOR DISCUSSION:

ITEM D: Letter from Carolyn and Kirsti Aho regarding construction of garage at 4660 - 25th Street. Discussion of this matter continued from hearing of June 28, 1989.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-122

JOE LING JUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[May 23, 1989, to Peter
[& Mary Fung, permit to
[Alter a Building at
[1449 Leavenworth Street.
[APPLICATION NO. 8907747.
[FOR FURTHER HEARING TODAY. (7/17)

APPEAL NO. 89-147

VIRGILIO D. CAPATI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on July 3, 1989,
[for work done at
[585 Anderson Street.
[APPLICATION NO. 8908014
[FOR HEARING TODAY (8/19)

APPEAL NO. 89-148

EDWARD W. KAENEL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on June 28, 1989,
[for work done at
[337 Capp Street.
[APPLICATION NO. 8911343
[FOR HEARING TODAY (8/19)

APPEAL NO. 89-110

HANS REIMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on May 25, 1989,
[for work done at
[634 Shotwell Street.
[APPLICATION NO. 8909117.
[FOR REHEARING TODAY. (7/5)

APPEAL NO. 89-143

STERGOIS PAPADOPOULOS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on July 5, 1989,
[for work done at
[2582 - 19th Avenue.
[APPLICATION NO. 8903898.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 89-119

SHAIKH & FATIMA USMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on June 5,
[1989, of permit to
[Alter a Building
[at 166 Turk Street.
[APPLICATION NO. 8904434.
[FOR HEARING TODAY. (7/15)

Items 9A and 9B shall be heard together.

APPEAL NO. 89-138

SUZANNE WALLACE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 19, 1989, to Rettke
[Construction, permit to
[Demolish a Building at
[154 Gates Street.
[APPLICATION NO. 8712591.
[FOR HEARING TODAY. (8/7)

APPEAL NO. 89-140

SUZANNE WALLACE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 19, 1989, Rettke
[Construction, permit to
[Erect a Structure at
[154 Gates Street.
[APPLICATION NO. 8712592.
[FOR HEARING TODAY. (8/9)

APPEAL NO. 89-139

FRANK YEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 20, 1989, to
[Lino D'Silva, permit
[to Alter a Building
[at 1914 Clement Street.
[APPLICATION NO. 88158115.
[FOR HEARING TODAY. (8/8)

APPEAL NO. 89-141

NORMAN C. STONE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 16, 1989, to
[Donna Garolla, permit
[to Alter a Building at
[2320-2322 Broadway St.
[APPLICATION NO. 8816719.
[FOR HEARING TODAY. (8/9)

APPEAL NO. 89-142

KONRAD & MARGO BORS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 28, 1989, to
[Richard Fiore, permit to
[Alter a Building at
[779 Carolina Street.
[APPLICATION NO. 8904260.
[FOR HEARING TODAY. (8/14)

APPEAL NO. 89-144

MR. SUE M. JEW, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 21, 1989, to
[Morgan Montague, permit to
[Alter a Building at
[60 Clifford Terrace.
[APPLICATION NO. 890073.
[FOR HEARING TODAY. (8/15)

APPEAL NO. 89-145

JERRY F. SCHIMMEL, Appellant
4) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 23, 1989, to
[Jeremias Zeuli, permit to
[Erect a Structure at
[61 Prentiss Street.
[APPLICATION NO. 8701259.
[FOR HEARING TODAY. (8/16)

APPEAL NO. 89-146

SHIRLEY MARTINEZ, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 26, 1989, to
[Martin Ryan, permit to
[Erect a Structure at
[474 Joost Avenue.
[APPLICATION NO. 8602097
[FOR HEARING TODAY (8/19)

APPEAL NO. 89-158

DARYL L. SEIFERT, Appellant
1) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 30, 1989, to S.
[Ayanian & L. Filian,
[permit to Alter a
[Building at 1142 -
[1144 Mariposa Street.
[APPLICATION NO. 8908740.
[FOR HEARING TODAY. (8/23)

APPEAL NO. V89-132

LEONARD GAGE, Appellant
1) vs.
ZONING ADMINISTRATOR, Respondent

[Denial on June 12, 1989
[of Rear Yard Variance
[Sought for property
[located at 610 Oak St.
[VARIANCE CASE NO. 89.036V.
[FOR HEARING TODAY. (8/2)

1) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
Room 154-A City Hall
San Francisco, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, AUGUST 9, 1989

5:00 P.M., ROOM 282, CITY HALL

Agenda

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Ben Herman requesting rehearing of Appeal No. 89-066. Hearing July 19, 1989. The appellant had protested the issuance of permit to alter a building at 1246 Sacramento Street. Upon motion of Vice President Makras, the Board voted 3-2 to uphold the Department and grant the permit. Commissioners Prior and House dissented.

ITEM B: Letter from Philip L. Wagner requesting rehearing of Appeal No. 89-137. Hearing July 19, 1989. Appellant had protested the imposition of penalty for work done at 2817 Pine Street. Upon motion of Commissioner House, the Board voted 4-1 to uphold the Department. Commissioner Prior dissented.

ITEM C: Letter from Jeffrey B. Maso requesting rehearing of Appeal No. 89-117. Hearing July 19, 1989. The appellants, William and Rosa Frith, had protested the issuance to Jeffrey Maso and Beverly Langer of permit to alter a building at 674-29th Street. Upon motion of Commissioner Melbostad, the Board voted 4-1 to uphold the Department and grant the permit subject to conditions.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-080

ERNESTO J. PULETTI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 1, 1988, to
[Steven Byers, permit to
[Erect a Structure at
[at 352 San Marcos Ave.
[APPLICATION NO. 8718038.
[FOR FURTHER HEARING TODAY. (6/7)

APPEAL NO. 89-139

FRANK YEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 20, 1989, to
[Lino D'Silva, permit
[to Alter a Building
[at 1914 Clement Street.
[APPLICATION NO. 88158115.
[FOR FURTHER HEARING TODAY. (8/8)

APPEAL NO. 89-150

HANG. T. TRAN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on July 6, 1989,
[of Masseuse Permit at
[1172 Sutter Street.
[FOR HEARING TODAY. (8/20)

APPEAL NO. 89-153

MANDY TUBBS, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on June 28,
[1989, of Massage
[Establishment Permit
[at 461 Sutter Street.
[FOR HEARING TODAY. (8/21)

APPEAL NO. 89-155

WONG ELECTRIC, INC., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on July 14, 1989,
[for work done at
[625 - 2nd Street.
[FOR HEARING TODAY. (8/23)

APPEAL NO. 89-151

GINA E. SOLIS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on July 10,
[1989, of permit to
[Alter a Building at
[235-239 Pixley St.
[FOR HEARING TODAY. (8/20)

APPEAL NO. 89-152

KATHLEEN K. RAWLINGS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 27, 1989, to
[Leslie Natali, permit
[to Alter a Building
[at 32 States Street.
[APPLICATION NO. 8811775.
[FOR HEARING TODAY. (8/21)

APPEAL NO. 89-154

MS. FERRIS CRANE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 28, 1989, to
[Raymond and Patricia
[Rochon, permit to
[Alter a Building at
[3733 Clay Street.
[FOR HEARING TODAY. (8/21)

APPEAL NO. 89-157

ROBERT G. NELSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 29, 1989, to
[David Fong, permit
[to Alter a Building
[at 125 Robinhood Drive.
[APPLICATION NO. 8812803.
[FOR HEARING TODAY. (8/23)

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

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VICTOR G. MAKRAS	VICE PRESIDENT
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

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[SF] [AGENDA]

MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, AUGUST 23, 1989
5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

FOR ADOPTION OF FINDINGS ONLY:

ITEM A: Appeal No. 89-158. Public hearing held August 2, 1989. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the department subject to conditions and grant the permit for 1142-1144 Mariposa Street.

ITEM B: Appeal Nos. 88-156 through 88-160; and V89-005. Public hearing held June 7, 1989. Upon motion of Vice President Makras, the Board voted 5 - 0 to overrule the Zoning Administrator and, subject to conditions, to reinstate the five permits for 3702, 3712, 3722 Ulloa Street, 2987-38th Avenue and grant the variance.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-073

ANDREAS VON FOERSTER, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Determination by the
[Zoning Administrator
[on March 28, 1989,
[that the proposal
[does not conform to
[Planning Code Section
[132 (b) & Residential
[Design Guidelines at
[128 Montcalm Street.
[APPLICATION NO. 8902465.
[FOR FURTHER HEARING TODAY. (5/22)

APPEAL NO. 89-122

JOE LING JUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[May 23, 1989, to Peter
[& Mary Fung, permit to
[Alter a Building at
[1449 Leavenworth Street.
[APPLICATION NO. 8907747.
[FOR FURTHER HEARING TODAY. (7/17)

APPEAL NO. 89-080

ERNESTO J. PULETTI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 1, 1988, to
[Steven Byers, permit to
[Erect a Structure at
[at 352 San Marcos Ave.
[APPLICATION NO. 8718038.
[FOR FURTHER HEARING TODAY. (6/7)

APPEAL NO. 89-124

KAI-MIN JEN & JACK TSENG, Appellants
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 2,
[1989, of permit for a
[Massage Establishment,
[dba "Fantasy Massage"
[at 960 Harrison Street.
[FOR HEARING TODAY. (7/18)

APPEAL NO. 89-153

MANDY TUBBS, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on June 28,
[1989, of Massage
[Establishment Permit
[at 461 Sutter Street.
[FOR HEARING TODAY. (8/21)

APPEAL NO. 89-161

DONALD D. MCCRUM, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on July 6,
[1989, of Tow Car
[Operator permit at
[359 Potrero Avenue.
[FOR HEARING TODAY. (8/27)

APPEAL NO. 89-159

WILLIAM VERSACI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on July 17, 1989,
[for work done at
[2950-52 Pine Street.
[APPLICATION NO. 8907637.
[FOR HEARING TODAY. (8/26)

APPEAL NO. 89-162

ROGER GEOFFROY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on July 18, 1989,
[for work done at
[2006 - 22nd Street.
[APPLICATION NOS.
[8908269 & 8909087.
[FOR HEARING TODAY. (8/29)

APPEAL NO. 88-219

JAMES L. GATTEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on August 16,
[1988, of permit to
[Alter a Building at
[1975 - 8th Avenue.
[APPLICATION NO. 8808193.
[FOR HEARING TODAY. (9/25)

APPEAL NO. 89-164

BEATRIZ & FERNANDO NAVARRETE,
Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 5, 1989, to
[Mr. Bykin, permit to
[Alter a Building at
[1355 - 27th Avenue.
[APPLICATION NO. 8807480.
[FOR HEARING TODAY. (8/27)

APPEAL NO. 89-165

LUBA TROYANOVSKY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting condition
[imposed on July 7,
[1989, by DAHI requiring
[fireproof materials
[or sprinklers at
[248-252 - 8th Avenue.
[APPLICATION NO. 8816170.
[FOR HEARING TODAY. (8/30)

APPEAL NO. 89-169

B. F. HERMAN, III, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 12, 1989, to
[Gene Gillis, permit to
[Alter a Building at
[1246 Sacramento St.
[APPLICATION NO. 8910863.
[FOR HEARING TODAY. (9/5)

APPEAL NO. V89-096

STEVE E. DROLAPAS, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on May 5, 1989,
[of Rear Yard and
[Obstructions Over St./
[Alley Variances Sought
[for property located
[at 2109 - 41st Avenue.
[VARIANCE CASE NO. 88.640V.
[FOR HEARING TODAY. (6/24)

6) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, AUGUST 30, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Thomas Steel, Esq. on behalf of Hang T. Tran requesting rehearing of Appeal No. 89-150. Hearing August 9, 1989. The appellant had protested the denial of masseuse permit at 1172 Sutter Street. Upon motion of Commissioner House, the Board voted 3-1 to overrule the department (Vice President Makras dissented). Four votes needed to overrule the department, therefore the department is upheld and the permit denied.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-153

MANDY TUBBS, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on June 28,
[1989, of Massage
[Establishment Permit
[at 461 Sutter Street.
[FOR HEARING TODAY. (8/21)

APPEAL NO. 89-166

SHELBA AND JOHN KETCHUM, dba
CHICAGO HOT DOGS, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on April 29, 1989,
[of permit for Mechanical
[Amusement Devices at
[3227 - 16th Street.
[FOR HEARING TODAY. (9/1)

APPEAL NO. 89-163

KEITH KRUMBACH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on July 7, 1989,
[for work done at
[2401 Turk Boulevard.
[APPLICATION NO. 8904977.
[FOR HEARING TODAY. (8/30)

APPEAL NO. 89-170

LYLE FREDRICKSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on July 28, 1989,
[for work done at
[193 Corbett Avenue.
[APPLICATION NO. 8912435.
[FOR HEARING TODAY. (9/6)

DONA CANDELA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

APPEAL NO. 89-173

[Appealing for Refund
[of Penalty Imposed
[on July 21, 1989,
[for work done at
[722 Wisconsin Street.
[APPLICATION NO. 8909618.
[FOR HEARING TODAY. (9/10)

MICHAEL O'BRIEN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

APPEAL NO. 89-168

[Denial on July 10,
[1989, of permit to
[Erect a Structure
[at 901 Texas Street.
[APPLICATION NO. 8905305.
[FOR HEARING TODAY. (8/27)

CHANG H. LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

APPEAL NO. 89-177

[Denial on August 9,
[1989, of permit to
[Alter a Building at
[20 Camp Street.
[APPLICATION NO. 8906654.
[FOR HEARING TODAY. (9/13)

GREATER-WEST PORTAL NEIGHBORHOOD
ASSOCIATION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 89-007

[Protesting issuance on
[January 4, 1989, to
[Barry Kane, permit to
[Demolish a Building at
[14 Edgehill Way.
[APPLICATION NO. 8718138.
[FOR HEARING TODAY. (3/1)

JULIAN B. DENEBEIM, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 89-167

[Protesting issuance on
[July 14, 1989, to Edmund
[and Nora Chiu, permit
[to Alter a Building at
[542 - 24th Avenue.
[APPLICATION NO. 8717352.
[FOR HEARING TODAY. (8/26

CAROL OCHLAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

APPEAL NO. 89-171

[Protesting issuance on
[July 21, 1989, to L. Kam
[Lee & Cathryn Lee, permit
[to Alter a Building at
[511 Lawton Street.
[APPLICATION NO. 89022852.
[FOR HEARING TODAY. (9/6)

APPEAL NO. 89-178

SARA M. ANDERSON, Appellant
) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 26, 1989, to
[Ena Kwok, permit to
[Alter a Building at
[1915 - 32nd Avenue.
[APPLICATION NO. 8808184.
[FOR HEARING TODAY. (9/18)

Items 14A through 14C shall be heard together.

APPEAL NO. 89-183

THE NEW BAYVIEW COMMITTEE,
Appellant
14A) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 28, 1989, to General
[Brewing Company, permit
[to Demolish a Building
[at 2601 Newhall Street.
[APPLICATION NO. 8904272.
[FOR HEARING TODAY. (9/23)

APPEAL NO. 89-184

THE NEW BAYVIEW COMMITTEE,
Appellant
14B) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 28, 1989, to General
[Brewing Company, permit
[to Demolish a Building
[at 2601 Newhall Street.
[APPLICATION NO. 8904273.
[FOR HEARING TODAY. (9/23)

APPEAL NO. 89-183

THE NEW BAYVIEW COMMITTEE,
Appellant
14C) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 28, 1989, to General
[Brewing Company, permit
[to Demolish a Building
[at 2601 Newhall Street.
[APPLICATION NO. 8904274.
[FOR HEARING TODAY. (9/23)

APPEAL NO. V89-179

JERRY WINBERG & WILLIAM FINLEY,
Appellants
1) vs.
ZONING ADMINISTRATOR, Respondent

[Denial on August 2, 1989,
[of Off-Street Parking,
[Rear Yard and Exposure of
[a Dwelling Unit variances
[sought for property located
[at 149 Corbett Avenue.
[VARIANCE CASE NO. 88.757V.
[FOR HEARING TODAY. (9/18)

1) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

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In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

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The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
Room 154-A City Hall
San Francisco, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, SEPTEMBER 13, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Jerry Klein on behalf of appellants Kai-Min Jen and Jack Tseng requesting rehearing of Appeal No. 89-124. Hearing August 23, 1989. The appellants had protested the denial of permit for a massage establishment at 960 Harrison Street. Upon motion of Vice President Makras, the Board voted 2-2 to overrule the department and grant the permit (Marks and Prior dissented). Four votes needed to overrule the department the order is upheld and the permit denied. Commissioner Melbostad was absent from the meeting.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 86-210

ILYAS ABSAR, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

Denial on July 28, 1986, of permit to Alter a Building at 114-116 Clarendon Ave. REMANDED BY SUPERIOR COURT NO. 870-921.

APPEAL NO. 89-122

JOE LING JUNG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

Protesting issuance on May 23, 1989, to Peter and Mary Fung, permit to Alter a Building at 1449 Leavenworth Street. APPLICATION NO. 8907747. FOR FURTHER HEARING TODAY. (7/17)

APPEAL NO. V89-132

LEONARD GAGE, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

Denial on June 12, 1989, of Rear Yard Variance Sought for property located at 610 Oak Street. VARIANCE CASE NO. 89.036V. FOR FURTHER HEARING TODAY. (8/2)

APPEAL NO. 89-139

FRANK YEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

Protesting issuance on June 20, 1989, to Lino D'Silva, permit to Alter a Building at 1914 Clement Street. APPLICATION NO. 88158115. FOR FURTHER HEARING TODAY. (8/8)

APPEAL NO. 89-146

SHIRLEY MARTINEZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 6, 1989, to
[Martin Ryan, permit to
[Erect a Structure
[at 474 Joost Avenue.
[APPLICATION NO. 8602097
[FOR FURTHER HEARING TODAY (8/19)

Items 8A through 8C shall be heard together.

APPEAL NO. 89-183

THE NEW BAYVIEW COMMITTEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 28, 1989, to General
[Brewing Company, permit
[to Demolish a Building
[at 2601 Newhall Street.
[APPLICATION NO. 8904272.
[FOR FURTHER HEARING TODAY. (9/23)

APPEAL NO. 89-184

THE NEW BAYVIEW COMMITTEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 28, 1989, to General
[Brewing Company, permit
[to Demolish a Building
[at 2601 Newhall Street.
[APPLICATION NO. 8904273.
[FOR FURTHER HEARING TODAY. (9/23)

APPEAL NO. 89-185

THE NEW BAYVIEW COMMITTEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 28, 1989, to General
[Brewing Company, permit
[to Demolish a Building
[at 2601 Newhall Street.
[APPLICATION NO. 8904274.
[FOR FURTHER HEARING TODAY. (9/23)

APPEAL NO. 89-007

GREATER WEST PORTAL NEIGHBORHOOD ASSOCIATION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[January 4, 1989, to
[Barry Kane, permit to
[Demolish a Building at
[14 Edgehill Way.
[APPLICATION NO. 8718138.
[FOR HEARING TODAY. (3/1)

to Call of Chair

APPEAL NO. 89-174

BLACKSTONE COURT ASSOCIATION, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 17, 1989, to George
[Bovone and Al Giannini,
[permit to Erect a Structure
[at 1555 Lombard Street.
[APPLICATION NO. 8800816.
[FOR HEARING TODAY. (9/10)

APPEAL NO. 89-175

LOIS MITCHELL & MARY NICHOLS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[July 21, 1989, to
[Lloyd Lindbeck, permit
[to Alter a Building at
[at 5-7 Castro Street.
[APPLICATION NO. 8815137.
[FOR HEARING TODAY. (9/11)

APPEAL NO. 89-192

ANZAVISTA CIVIC & IMPROVEMENT CLUB, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 3, 1989, to
[Kaiser Permanete Medical
[Center, permit to
[Demolish a Building at
[2140 O'Farrell Street.
[APPLICATION NO. 8907934.
[FOR HEARING TODAY. (9/27)

APPEAL NO. V89-176

LARRY COFFEY, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Protesting issuance on
[July 25, 1989, of Rear
[Yard and Usable Open
[Space Variances Sought,
[for property located at
[22 Aladdin Terrace.
[VARIANCE CASE NO. 88.787V.
[FOR HEARING TODAY. (9/13)

1) **Public Comment:** Presentation shall be limited to three (3) minutes for each person.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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REQUESTS FOR REHEARING

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Robert H. Feldman
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City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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Room 154-A City Hall
San Francisco, CA 94102

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[SF] [AGENDA]

MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, SEPTEMBER 20, 1989

5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR JURISDICTION BEYOND THE FIFTEEN-DAY APPEAL PERIOD:

ITEM A: Letter from Philip Li requesting the Board take jurisdiction over penalty assessed by Bureau of Building Inspection June 12, 1989, for work done at 2511-16th Avenue.

Penalty assessed	June 12, 1989
Appeal period ended	June 27, 1989
Request for jurisdiction received	September 6, 1989

ITEM B: Letter from Grant Tower III, Esq., requesting the Board to take jurisdiction over permit issued for structural addition at 1050 Chestnut Street.

Permit issued	February 14, 1989
Appeal period ended	March 1, 1989
Request for jurisdiction received	September 7, 1989

REQUEST FOR REHEARING:

ITEM C: Letter from Thomas Steel, Esq. on behalf of Mandy Tubbs, requesting rehearing of Appeal No. 89-153. Hearing August 30, 1989. The appellant had protested the suspension of Massage Establishment permit at 461 Bush Street. Upon motion of Commissioner House, the Board voted 3-2 to uphold the Department's order (President Marks and Commissioner Melbostad dissented). The Department's order of suspension was upheld.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 88-255

BING W. CHOY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on September 16,
[1988, of permit to
[Alter a Building at
[277 - 7th Avenue.
[APPLICATION NO. 8615315.
[FOR FURTHER HEARING TODAY.

APPEAL NO. 89-187

WILLIAM A. SOMMERS, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Protesting issuance on
[August 3, 1989, to
[Gary L. Wakefield, permit
[to Operate a Second Hand
[Dealer-Auto Accessories
[Business located at
[928 Toland Street.
[FOR HEARING TODAY. (9/26)

APPEAL NO. 89-189

YEN B. MILLER, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on August 3, 1989,
[of a Masseuse Trainee
[Permit at 585 Eddy Street.
[FOR HEARING TODAY. (9/26)

APPEAL NO. 89-181

LINDA CLARK, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on August 8, 1989,
[for work done at
[244 Missouri Street.
[APPLICATION NO. 8903365.
[FOR HEARING TODAY. (9/19)

APPEAL NO. 89-186

TIM LEEFELDT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on August 17, 1989,
[for work done at
[760 Clayton Street.
[APPLICATION NO. 8912554.
[FOR HEARING TODAY. (9/26)

APPEAL NO. 89-188

ANTONIOS KOUTSAKIS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on August 11,
[1989, of permit to
[Alter a Building at
[2204 Bryant Street.
[APPLICATION NO. 8906162.
[FOR HEARING TODAY. (9/26

APPEAL NO. V89-182

KIN LAM & KAM YUK YEE, Appellants
vs.
ZONING ADMINISTRATOR, Respondent

W/D

[Denial on August 2, 1989,
[of Rear Yard Variance
[Sought for property
[located at 749-26th Ave.
[VARIANCE CASE NO. 89.015V.
[FOR HEARING TODAY. (9/23

.0) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

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VICTOR G. MAKRAS	VICE PRESIDENT
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, OCTOBER 4, 1989
5:00 P.M., ROOM 282, CITY HALL

MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR JURISDICTION BEYOND THE FIFTEEN DAY APPEAL PERIOD:

ITEM A: Letter from Grant Tower III, Esq., requesting the Board to take jurisdiction over permit issued for structural addition at 1050 Chestnut Street.

Permit issued	March 14, 1989
Appeal period ended	March 1, 1989
Request for jurisdiction received	September 7, 1989

This matter was continued from the meeting of September 20, 1989. Purpose of continuance was: (1) To ascertain if deck was built according to Code and (2) To establish that the notification of the permit issuance was sent to the proper address.

ITEM B: Letter from Gilbert Eisenberg, Esq., on behalf of Suwatana Barnby requesting the Board take jurisdiction over denial of Masseuse Trainee permit.

Permit denied	July 21, 1989
Appeal period ended	August 7, 1989
Request for jurisdiction received	September 18, 1989

ITEM C: Letter from Jimmie Smith and Alice Broom on behalf of Mrs. Maggie Dow requesting Board to take jurisdiction over permit issued for new construction at 1457 Quesada Street.

Permit issued	June 22, 1989
Appeal period ended	July 7, 1989
Request for jurisdiction received	September 15, 1989

REQUESTS FOR REHEARING:

ITEM D: Letter from Alice Suet Yee Barkley, Esq., requesting rehearing of Appeal No. 89-174. The appellant, the Blackstone Court Association, had protested the issuance of permit to erect a structure at 1555 Lombard Street. Meeting September 13, 1989. Upon motion of Vice President Makras, the Board voted 5-0 to overrule the Department and deny the permit.

REQUESTS FOR REHEARING: (Continued)

ITEM E: Letter from Margaret A. Verges requesting rehearing of Appeal No. 89-192. Hearing September 13, 1989. The appellant had protested the issuance to Kaiser Permanente Medical Center, permit to demolish a building at 2140 O'Farrell Street. Upon motion of Commissioner House, the Board voted 5-0 to uphold the Department and grant the permit.

ITEM F: Letter from Jeff L. Strobel, Esq., on behalf of Shirley Martinez requesting rehearing of Appeal No. 89-146. Hearing September 13, 1989. Appellant had protested the issuance of permit to erect a structure at 474 Joost Avenue. Upon motion of Commissioner Prior, the Board voted 5-0 to uphold the Department on condition that the revised plans submitted at the September 13, 1989, hearing be substituted for the original plans.

ITEM G: Letter from David E. Russo, Esq., on behalf of Mr. and Mrs. Fung requesting rehearing of Appeal No. 89-122. Hearing September 13, 1989. The Fungs had been issued a permit to alter a building at 1449 Leavenworth Street. Upon motion of Commissioner Prior, the Board 4-1 to overrule the Department and deny the permit. President Marks dissented.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-150

HANG. T. TRAN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on July 6, 1989,
[of Masseuse Permit at
[1172 Sutter Street.
[FOR REHEARING TODAY. (8/20)

APPEAL NO. 89-197

JOHN C. LAKE, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on August 31,
[1989, of permit to
[operate Taxi Cab.
[FOR HEARING TODAY. (10/15)

APPEAL NO. 89-193

PETER LEWANDOWSKI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on August 21, 1989,
[for work done at
[3865-3867 - 21st Street.
[APPLICATION NO. 8901943.
[FOR HEARING TODAY. (9/30)

APPEAL NO. 89-194

MAN HOY LIU, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on August 8, 1989,
[for work done at
[182 Precita Avenue.
[APPLICATION NO. 8909713.
[FOR HEARING TODAY. (9/30)

APPEAL NO. 89-195

TED JOHNSON, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty imposed
[on August 18, 1989,
[for work done at
[3773 Market Street.
[APPLICATION NO. 8912207.
[FOR HEARING TODAY. (10/2)

APPEAL NO. 89-196

EDGAR GOMEZ, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on August 28, 1989,
[for work done at
[1076-1078 Capp Street.
[APPLICATION NO. 8912619.
[FOR HEARING TODAY. (10/9)

APPEAL NO. 89-200

JULIE YANG LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on September 8, 1989,
[for work done at
[1030 Irving Street.
[APPLICATION NO. 8907443.
[FOR HEARING TODAY. (10/18)

APPEAL NO. 89-190

VIVIAN T. GOODWIN, Appellant
vs.
CITY PLANNING COMMISSION,
Respondent

[Protesting issuance on
[August 3, 1989, to
[Ernest J. McNabb, of
[Coastal Dev. permit to
[Erect a Structure at
[801 - 47th Avenue for a
[3-unit residential bldg.
[COASTAL DEV. APPLICATION
[NO. 89.258P.
[FOR HEARING TODAY. (9/26)

APPEAL NO. 89-191

1) TOM PANELLI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 3, 1989, to
[Just Desserts, permit
[to Alter a Building at
[3735 Buchanan Street.
[APPLICATION NO. 8900320.
[FOR HEARING TODAY. (9/27)

APPEAL NO. 89-198

2) ANDY & KRIS WISKES, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[August 18, 1989, to Anna
[and Bruce Meyer, permit
[to Erect a Structure at
[21 Wright Street.
[APPLICATION NO. 8903103.
[FOR HEARING TODAY. (10/15)

APPEAL NO. V89-160

3) ROBERT TIBBITS, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on July 6, 1989,
[of Off-Street Parking,
[Rear Yard and Exposure
[of a Dwelling Unit
[Variances sought for
[property located at
[386-388 Chestnut Street.
[VARIANCE CASE NO. 89.096V.
[FOR HEARING TODAY. (8/26)

APPEAL NO. V89-199

4) ROBERT L. MC CURN, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on August 25, 1989,
[of Rear Yard, Usable Open
[Space and Exposure of a
[Dwelling Unit Variances
[Sought, for property located
[at 1111 Plymouth Avenue.
[VARIANCE CASE NO. 89.088V.
[FOR HEARING TODAY. (10/15)

5) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

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The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

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REQUESTS FOR REHEARING

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Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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Room 154-A City Hall
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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, OCTOBER 11, 1989
5:00 P.M., ROOM 282, CITY HALL

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MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

ADOPTION OF FINDINGS OF FACT:

ITEM A: APPEAL NO. 89-192. Hearing September 13, 1989. Upon motion of Commissioner House, the Board voted 5-0 to uphold the Department and grant the permit for Kaiser Hospital to demolish a building at 2140 O'Farrell Street.

ITEM B: APPEAL NO. 89-174. Hearing September 13, 1989. Upon motion of Vice President Makras, the Board voted 5-0 to overrule the Department and deny the permit to erect a structure at 1555 Lombard Street, in the Blackstone Court Historic District. The appellant was the Blackstone Court Association.

REQUEST FOR JURISDICTION BEYOND THE FIFTEEN DAY APPEAL PERIOD:

ITEM C: Letter from Jimmie Smith and Alice Broom on behalf of Mrs. Maggie Dow requesting the Board to take jurisdiction over permit issued for new construction at 1457 Quesada Street.

Permit issued	June 22, 1989
Appeal period ended	July 7, 1989
Request for jurisdiction received	September 15, 1989

This matter continued from meeting of October 4, 1989, for further consideration.

REQUESTS FOR REHEARING:

ITEM D: Letter from Larry Coffey requesting rehearing of Appeal No. V89-176. Hearing September 13, 1989. Appellant had protested the granting of a variance for property at 22 Aladdin Terrace. Upon motion of Commissioner House, the Board voted 2-3 to uphold the Department and grant the variance. (President Marks, Vice President Makras and Commissioner Melbostad dissented.) Four votes being necessary to overrule a department, the variance decision is upheld.

ITEM E: Letter from Alice Suet Yee Barkley, Esq., on behalf of the permit holders, requesting rehearing of Appeal No. 89-174.

ITEM F: Letter from Margaret A. Verges requesting rehearing of Appeal No. 89-192. Hearing September 13, 1989. The appellant had protested the issuance to Kaiser Permanente Medical Center, permit to demolish a building at 2140 O'Farrell Street. Upon motion of Commissioner House, the Board voted 5-0 to uphold the Department and grant the permit.

Public Comment: Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. V89-132

LEONARD GAGE, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on June 12, 1989,
[of Rear Yard Variance
[Sought for property
[located at 610 Oak Street.
[VARIANCE CASE NO. 89.036V.
[FOR FURTHER HEARING TODAY. (8/2)

APPEAL NO. 89-202

GARRY BELENKY, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on August 29,
[1989, of Driver Public
[Vehicle permit, dba
[Allied Cab Company at
[1200 Minnesota Street.
[FOR HEARING TODAY. (10/21

APPEAL NO. 89-201

NANE SCHLOTTHAUER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on September 7, 1989,
[for work done at
[1649 Greenwich Street.
[APPLICATION NO. 8908920.
[FOR HEARING TODAY. (10/18

APPEAL NO. 89-205

HERMAN GALANT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on September 11, 1989,
[for work done at
[35 Castle Manor Avenue.
[APPLICATION NO. 8810122.
[FOR HEARING TODAY. (10/24

APPEAL NO. 89-207

MARK CRAIG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on September 20, 1989,
[for work done at
[1316 Page Street.
[APPLICATION NO. 8916628.
[FOR HEARING TODAY. (10/30

APPEAL NO. 89-206

HAROLD JOW, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on September 1,
[1989, of permit to
[Erect a Structure
[at 312 - 4th Avenue.
[APPLICATION NO. 8717902.
[FOR HEARING TODAY. (10/28

APPEAL NO. 89-209

9) NATIVIDAD KORDZIEL, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

Denial on September 22, 1989, of permit to Alter a Building at 949 Brussels Street. APPLICATION NO. 8908909. FOR HEARING TODAY. (11/1

APPEAL NO. 89-210

10) STEPHEN ADAMY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

Denial on September 27, 1989, of permit to Alter a Building at 5420-22 Fulton Street. APPLICATION NO. 8909496. FOR HEARING TODAY. (11/6

APPEAL NO. 89-208

11) BURTON H. ALBERTS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

Protesting issuance on September 8, 1989, to Ron Neuman, permit to Erect a Structure at 70 Edgehill Way. APPLICATION NO. 8802128. FOR HEARING TODAY. (10/3

12) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, OCTOBER 25, 1989

5:00 P.M., ROOM 282, CITY HALL

) MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUESTS FOR REHEARING:

ITEM A: Letter from Julie Yang Lee requesting rehearing of Appeal No. 89-200. Hearing October 4, 1989. The appellant had protested the imposition of penalty for work done at 1030 Irving Street. Upon motion of Vice President Makras, the Board voted 5-0 to uphold the department and sustain the penalty. The appellant did not appear nor was she represented at the hearing.

ITEM B: Letter from Stephen Adamy requesting rehearing of Appeal No. 89-210. Hearing October 11, 1989. The appellant had requested the denial of permit to alter a building at 5420-22 Fulton Street. Upon motion of Commissioner Melbostad, the Board voted 3-1 to overrule the Department. Four votes needed to overrule the department, the order is upheld and the permit denied. President Marks dissented. Commissioner Prior was absent.

REQUEST FOR JURISDICTION BEYOND THE FIFTEEN-DAY APPEAL PERIOD:

ITEM C: Letter from Charles A. Slaton requesting Board to take jurisdiction over permit issued for renovation of property at 61 Moss Street.

Permit issued	August 8, 1989
Appeal period ended	August 23, 1989
Request for jurisdiction received	October 5, 1989

2) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-124

3) KAI-MIN JEN & JACK TSENG, Appellants
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 2, 1989, of permit for a Massage Establishment, dba "Fantasy Massage" at 960 Harrison Street. FOR REHEARING TODAY.

APPEAL NO. V89-132

4) LEONARD GAGE, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on June 12, 1989,
[of Rear Yard Variance
[Sought for property
[located at 610 Oak Street.
[VARIANCE CASE NO. 89.036V.
[FOR FURTHER HEARING TODAY. (8/2)

APPEAL NO. V89-199

5) ROBERT L. MC CURN, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on August 25, 1989,
[of Rear Yard, Usable Open
[Space and Exposure of a
[Dwelling Unit Variances
[Sought, for property located
[at 1111 Plymouth Avenue.
[VARIANCE CASE NO. 89.088V.
[FOR FURTHER HEARING TODAY. (10/15)

APPEAL NO. 89-197

6) JOHN C. LAKE, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on August 31,
[1989, of permit to
[operate Taxi Cab.
[FOR HEARING TODAY. (10/15

APPEAL NO. 89-211

7) THUY-PHUONG THI DOAN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on September 20,
[1989, of permit to
[operate as a masseuse at
[at 1020 Geary Street.
[FOR HEARING TODAY. (11/8)

APPEAL NO. 89-216

8) EVAN WHITE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on September 26, 1989,
[for work done at
[873-75-77 Vallejo Street.
[APPLICATION NO. 8914652.
[FOR HEARING TODAY. (11/13

APPEAL NO. 89-119

9) SHAIKH & FATIMA USMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on June 5,
[1989, of permit to
[Alter a Building
[at 166 Turk Street.
[APPLICATION NO. 8904434.
[FOR HEARING TODAY. (7/15)

APPEAL NO. 89-217

10) TOM MC GEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on September 27, [1989, of permit to [Alter a Building at [3004 Sacramento Street. [APPLICATION NO. 8917233. [FOR HEARING TODAY. (11/13)

APPEAL NO. 89-212

11) ELIZABETH LIPPITT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [September 20, 1989, to [Mr./Mrs. Hartati Murdaya, [permit to Alter a Building [at 2418 Pacific Avenue. [APPLICATION NO. 8903977. [FOR HEARING TODAY. (11/8)

Items 12A and 12B shall be heard together.

APPEAL NO. 89-213

12A) T. C. DURKIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [September 19, 1989, to [Pennisi Muriel Life [Estate, permit to [Alter a Building at [1771 - 17th Avenue. [APPLICATION NO. 8810940. [FOR HEARING TODAY. (11/11

APPEAL NO. 89-214

12B) JOHN C. VOLZ & MARTHA S. PATTON, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [September 19, 1989, to [Pennisi Muriel Life [Estate, permit to [Alter a Building at [1771 - 17th Avenue. [APPLICATION NO. 8810940. [FOR HEARING TODAY. (11/12

APPEAL NO. 89-215

13) DONNA B. LEVITT, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [September 21, 1989, to [Mile Rock Brewery, permit [to Alter a Building at [316 - 11th Avenue. [APPLICATION NO. 8810940. [FOR HEARING TODAY. (11/12

14) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, NOVEMBER 1, 1989

5:00 P.M., ROOM 282, CITY HALL

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() MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:

REQUEST FOR JURISDICTION BEYOND THE FIFTEEN-DAY APPEAL PERIOD:

ITEM A: Letter from Mr. Chan Tu Loi requesting the Board take jurisdiction over Health permit application for restaurant at 2228 Irving Street.

Permit issued	October 6, 1989
Appeal period ended	October 21, 1989
Request for jurisdiction received	October 25, 1989

ADOPTION OF FINDINGS OF FACT:

ITEM B: Appeal No. 89-160. Hearing October 4, 1989. Upon motion of Commissioner Melbostad, the Board voted 5-0 to overrule the Zoning Administrator and grant the variances subject to a condition.

2) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-197

3) JOHN C. LAKE, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on August 31,
[1989, of Driver Public
[Vehicle permit dba
["Veteran's Cab Company"
[at 1501 Harrison Street.
[FOR HEARING TODAY. (10/15

APPEAL NO. 89-211

4) THUY-PHUONG THI DOAN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on September 20,
[1989, of masseuse permit
[dba "Sophia's Spa" at
[1020 Geary Street.
[FOR HEARING TODAY. (11/8)

APPEAL NO. 89-219

5) DOROTHY I. CHAO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on October 6, 1989,
[for work done at
[3173 - 21st Street.
[APPLICATION NO. 8912832.
[FOR HEARING TODAY. (11/19

APPEAL NO. 89-223

GREGORY LI, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on October 11, 1989,
[for work done at
[2841 Sacramento Street.
[APPLICATION NO. 8903827.
[FOR HEARING TODAY. (11/22)

APPEAL NO. 89-221

CLYDE STEINER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund
[of Penalty Imposed
[on October 16, 1989,
[for work done at
[3355-57-59 - 21st St.
[APPLICATION NO. 8917465.
[FOR HEARING TODAY. (11/22)

APPEAL NO. 89-220

HARLAN HOFFMAN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[October 6, 1989, to
[Clyde Steiner, permit
[to Alter a Building at
[3355-57-59 - 21st St.
[APPLICATION NO. 8917465.
[FOR HEARING TODAY. (11/21)

APPEAL NO. 89-208

BURTON H. ALBERTS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 8, 1989, to
[Ron Neuman, permit to
[Erect a Structure at
[70 Edgehill Way.
[APPLICATION NO. 8802128.
[FOR HEARING TODAY. (10/30)

APPEAL NO. 89-222

ROSE O'KEEFE & DAVID BIRNBAUM, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 28, 1989, to
[Chik & Susan Wong, permit
[to Alter a Building at
[2006 - 30th Avenue.
[APPLICATION NO. 8819259.
[FOR HEARING TODAY. (11/22

APPEAL NO. 89-224

11) LAMBERT YAM & RUBY YANG, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 10, 1989, to
[Febe Portillo, permit
[to Alter a Building
[at 58 Manchester Street.
[APPLICATION NO. 8910646.
[FOR HEARING TODAY. (11/25)

APPEAL NO. 89-226

12) JEFFREY & DARICE O'NEILL, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 4, 1989, to
[Richard Woods, permit
[to Alter a Building at
[301 El Camino Del Mar.
[APPLICATION NO. 8911966.
[FOR HEARING TODAY. (11/28

APPEAL NO. 89-228

13) GEORGE & DOROTHY KWAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 10, 1989, to Wha
[Gon and Linda Ko, permit
[to Alter a Building at
[716 - 26th Avenue.
[APPLICATION NO. 8712554.
[FOR HEARING TODAY. (11/29

APPEAL NO. 89-204

14) PATTY SHIMEK, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Order to Cease Violation
[of the Planning Code
[dated August 29, 1989,
[for property located at
[1064-V Oak Street.
[APPLICATION NO. 8806973.
[FOR HEARING TODAY. (10/23

15) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

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MEETING OF THE BOARD OF PERMIT APPEALS
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1) **MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:**

REQUESTS FOR JURISDICTION BEYOND THE FIFTEEN-DAY APPEAL PERIOD:

ITEM A: Letter from Ricardo Alva requesting the Board to take jurisdiction over revocation of Bingo permit for the Mission Language and Vocational School located at 2929-19th Street. The permittee failed to pay the permit fee.

Permit revoked	October 17, 1989
Appeal period ended	November 1, 1989
Request for jurisdiction received	November 3, 1989

ITEM B: Letter from Carol S. Dietrich requesting the Board to take jurisdiction over permit issued for alterations at 370-372 Lombard Street.

Permit issued	October 16, 1989
Appeal period ended	October 31, 1989
Request for jurisdiction received	November 3, 1989

ADOPTION OF FINDINGS OF FACT:

ITEM C: Appeal No. 89-160. Hearing November 1, 1989. Upon motion of President Marks, the Board voted 4-1 to overrule the department and grant the permit. Commissioner Prior dissented.

() **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-124

() KAI-MIN JEN & JACK TSENG, Appellants
vs.
POLICE DEPARTMENT, Respondent

[Denial on June 2, 1989, of permit for a Massage Establishment, dba "Fantasy Massage" at 960 Harrison Street. FOR REHEARING TODAY. (7/18)

APPEAL NO. 89-202

() GARRY BELENKY, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on August 29, 1989, of Driver Public Vehicle permit, dba Allied Cab Company at 1200 Minnesota Street. FOR FURTHER HEARING TODAY. (10/21)

APPEAL NO. 89-218

N ABAD, dba "CHARLIE'S DELI VAN",
vs. Appellant
LICE DEPARTMENT,
Respondent

[Revocation on September 20,
[1989, of permit to operate
[as a Mobile Caterer at
[271 Cotter Street, dba
["Charlie's Deli Van".
[FOR HEARING TODAY. (11/14)

APPEAL NO. 89-139

RANK YEE, Appellant
vs.
)EPT. PUBLIC WORKS, Respondent
:ITY PLANNING APPROVAL

[Protesting issuance on
[June 20, 1989, to
[Lino D'Silva, permit
[to Alter a Building
[at 1914 Clement Street.
[APPLICATION NO. 88158115.
[FOR FURTHER HEARING TODAY. (8/8)

APPEAL NO. 89-200

JULIE YANG LEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on September 8, 1989,
[for work done at
[1030 Irving Street.
[APPLICATION NO. 8907443.
[FOR REHEARING TODAY. (10/18)

APPEAL NO. 89-210

STEPHEN ADAMY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on September 27,
[1989, of permit to
[Alter a Building at
[5420-22 Fulton Street.
[APPLICATION NO. 8909496.
[FOR REHEARING TODAY. (11/6)

APPEAL NO. 89-226

JEFFREY & DARICE O'NEILL, Appellants
)
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 4, 1989, to
[Richard Woods, permit
[to Alter a Building at
[301 El Camino Del Mar.
[APPLICATION NO. 8911966.
[FOR FURTHER HEARING TODAY. (11/28)

APPEAL NO. 89-212

ELIZABETH LIPPITT, Appellant
0)
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 20, 1989, to
[Mr./Mrs. Hartati Murdaya,
[permit to Alter a Building
[at 2418 Pacific Avenue.
[APPLICATION NO. 8903977.
[FOR HEARING TODAY. (11/8)

APPEAL NO. 89-227

(1) KURT & LILLYANE RIETMANN, Appellants
vs.
HEALTH DEPARTMENT, Respondent
CITY PLANNING APPROVAL

[Appealing condition limiting [operating hours of a bar/ [restaurant at 4207 Judah St., [dba "The Reef", imposed on [October 6, 1989, by City [Planning on Dept. of Public [Health permit to Operate [Food Preparation & Service [Establishment issued to [Kurt and Lillyane Rietmann. [FOR HEARING TODAY. (11/28)

APPEAL NO. 89-225

(2) GEORGE F. HAUSER, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund [of Penalty Imposed [on October 19, 1989, [for work done at [313 Eureka Street. [APPLICATION NO. 8918516. [FOR HEARING TODAY. (11/28)

APPEAL NO. 89-229

(3) AURA MELENDEZ, Appellant
vs
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund [of Penalty Imposed [on October 10, 1989, [for work done at [20 Burnside Avenue. [APPLICATION NO. 8917952. [FOR HEARING TODAY. (12/3)

APPEAL NO. 89-230

(4) ARMINE ELLIS, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund [of Penalty Imposed [on October 17, 1989, [for work done at [337 Elizabeth Street. [APPLICATION NO. 8905765. [FOR HEARING TODAY. (12/4)

APPEAL NO. 89-231

(5) OSCAR BELISLE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on October 26, [1989, of permit to [Alter a Building at [1957 - 15th Street. [APPLICATION NO. 8905461. [FOR HEARING TODAY. (12/6)

APPEAL NO. 89-203

(6) ROBERT S. RIVKIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on [August 28, 1989, to [Rudolph Koppl, permit [to Alter a Building [at 1770 Broadway St. [APPLICATION NO. 8910463. [FOR HEARING TODAY. (10/22)

(7) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

BOARD OF PERMIT APPEALS
Room 154-A City Hall
San Francisco, CA 94102

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MEETING OF THE BOARD OF PERMIT APPEALS
WEDNESDAY, NOVEMBER 29, 1989
5:00 P.M., ROOM 282, CITY HALL

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() **MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:**

REQUESTS FOR JURISDICTION BEYOND THE FIFTEEN-DAY APPEAL PERIOD:

ITEM A: Letter from Peri Drips for the Comic Exchange, 1610 Irving Street, requesting the Board to take jurisdiction over revocation of Permit for Mechanical Amusement Devices. The permittee failed to pay annual permit fee.

Permit revoked	October 17, 1989
Appeal period ended	November 1, 1989
Request for jurisdiction received	November 2, 1989

ITEM B: Letter from William G. Jonopulos and Laurine A. Jonopulos requesting the Board to take jurisdiction over permit issued for horizontal addition at 1233 Green Street. Application No. 8717914.

Permit issued	October 2, 1989
Appeal period ended	October 17, 1989
Request for jurisdiction received	November 9, 1989

ADOPTION OF FINDINGS OF FACT:

ITEM C: Appeal No. 88-255. Hearing September 20, 1989. Upon motion of Vice President Makras, the Board voted 4-1 to overrule the department and to grant the permit with a condition requiring plan revision. President Marks dissented.

() **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-224

() LAMBERT YAM & RUBY YANG, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 10, 1989, to
[Febe Portillo, permit
[to Alter a Building
[at 58 Manchester Street.
[APPLICATION NO. 8910646.
[FOR FURTHER HEARING TODAY. (11/25)

APPEAL NO. 89-232

4) PHILIP GUNNING, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on October 17,
[1989, of Dance Hall Keeper
[permit at 3565 Geary St.
[FOR HEARING TODAY. (12/5)

Items 5A and 5B shall be heard together.

APPEAL NO. 89-234

5A) JOTE KEJELA, Appellant
vs.
POLICE COMMISSION, Respondent

[Appealing decision of the
[S.F. Police Commission on
[September 20, 1989, to close
[out Police Public Convenience
[& Necessity Hearing on Taxicab
[matters for year 1988.
[Police Comm. Res. # 1266-89.
[FOR HEARING TODAY. (12/6)

APPEAL NO. 89-235

5B) TSE S. KWAN, Appellant
vs.
POLICE COMMISSION, Respondent

[Appealing decision of the
[S.F. Police Commission on
[September 20, 1989, to close
[out Police Public Convenience
[& Necessity Hearing on Taxicab
[matters for year 1988.
[Police Comm. Res. # 1266-89.
[FOR HEARING TODAY. (12/10

APPEAL NO. 89-238

6) JOSEPH T. WOOTTON, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on October
[17, 1989, of Driver
[Public Vehicle Permit.
[FOR HEARING TODAY. (12/11

APPEAL NO. 89-240

7) IBRAHIM K. ZUGHBABA, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Suspension on October
[26, 1989, of Driver
[Public Vehicle permit
[dba "Orange Cab Company"
[at 785 Mangels Avenue.
[FOR HEARING TODAY. (12/13

APPEAL NO. 89-239

3) TONY LAGORIO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Appealing for Refund
[of Penalty Imposed
[on November 1, 1989,
[for work done at
[318 - 320 Harriet St.
[APPLICATION NO. 8906450.
[FOR HEARING TODAY. (12/14)

APPEAL NO. 89-119

9) SHAIKH & FATIMA USMAN, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on June 5,
[1989, of permit to
[Alter a Building
[at 166 Turk Street.
[APPLICATION NO. 8904434.
[FOR HEARING TODAY. (7/15)

APPEAL NO. 89-233

10) PERRY FONG, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Denial on October 27,
[1989, of permit to
[Erect a Structure at
[200 Guttenberg Street.
[APPLICATION NO. 8811659.
[FOR HEARING TODAY. (12/6)

APPEAL NO. V89-172

11) HAROLD DOW, Appellant
vs.
ZONING ADMINISTRATOR, Respondent

[Denial on July 19, 1989,
[of Rear Yard Variance
[Sought for property
[located at 2070 Green St.
[VARIANCE CASE NO. 89.052V.
[FOR HEARING TODAY. (9/6)

12) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

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RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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Robert H. Feldman
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, DECEMBER 6, 1989

5:00 P.M., ROOM 282, CITY HALL

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= Agenda

1) **MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE:**

ADOPTION OF FINDINGS OF FACT:

ITEM A: Appeal No. 89-124. Rehearing November 15, 1989. Upon motion of President Marks, the Board voted 3-2 to uphold the department and deny the permit. Vice President Makras and Commissioner House dissented.

2) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

APPEAL NO. 89-218

3) ANN ABAD, dba "CHARLIE'S DELI VAN", Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on September 20, [1989, of permit to operate [as a Mobile Caterer at [271 Cotter Street, dba ["Charlie's Deli Van". [FOR HEARING TODAY. (11/14)

APPEAL NO. 89-237

4) BENNY LIZARDO, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on October 26, [1989, of Driver Public [Vehicle permit dba ["Yellow Cab Company" [at 1200 Mississippi St. [FOR HEARING TODAY. (12/11)

APPEAL NO. 89-241

5) PATTI K. COBB, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Appealing for Refund [of Penalty imposed [on November 6, 1989, [for work done at [3779 - 25th Street. [APPLICATION NO. 8913499. [FOR HEARING TODAY. (12/15)

APPEAL NO 89-236

6) DALE L. ALLEN, JR., Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Appealing for Refund [of Penalty Imposed [on October 31, 1989, [for work done at [521 Dewey Boulevard. [APPLICATION NO. 8904824. [FOR HEARING TODAY. (12/9)

APPEAL NO. 89-242

ROGER ALLEN, Appellant
7) vs.
DEPT. PUBLIC WORKS, Respondent

[Imposition of Penalty
[on November 7, 1989,
[for work done at
[175 Fair Oaks Street.
[APPLICATION NO. 8917173.
[FOR HEARING TODAY. (12/17)

APPEAL NO. 89-212

ELIZABETH LIPPITT, Appellant
3) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[September 20, 1989, to
[Mr./Mrs. Hartati Murdaya,
[permit to Alter a Building
[at 2418 Pacific Avenue.
[APPLICATION NO. 8903977.
[FOR HEARING TODAY. (11/8)

APPEAL NO. 89-247

ALAN S. OVSON & SUSAN COLE,
9) vs. Appellants
DEPT. PUBLIC WORKS,
Respondent
CITY PLANNING APPROVAL
BUREAU OF BUILDING INSPECTION APPROVAL

[Appeal of Correction
[Notice by the Bureau
[of Building Inspection
[on November 9, 1989,
[requiring provision of
[7-foot-6-inch ceiling
[height in lower unit
[at 2819 Pine Street.
[APPLICATION NO. 8911383.
[FOR HEARING TODAY. (12/23)

APPEAL NO. 89-244

LUCHA BOTT, Appellant
0) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING DISAPPROVAL

[Denial on October 24,
[1989, of permit to
[Alter a Building at
[2351-53 Pacific Ave.
[APPLICATION NO. 8910799.
[FOR HEARING TODAY. (12/18)

APPEAL NO. 89-245

JAMES CULP, Appellant
1) vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 23, 1989, to
[Liya Kath, permit
[to Alter a Building
[at 1259-61 Folsom St.
[APPLICATION NO. 8902619.
[FOR HEARING TODAY. (12/17)

APPEAL NO. 89-246

12) JERRY KLEIN, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 25, 1989, to
[Arthur Zanello, permit
[to Erect a Structure
[at 1100 Eddy Street.
[APPLICATION NO. 8819677.
[FOR HEARING TODAY. (12/19)

APPEAL NO. 89-248

.3) JOHN & GLORIA AGUILERA, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 3, 1989, to
[McAley and McDonough,
[permit to Demolish a
[Garage Building at
[290 Melrose Avenue.
[APPLICATION NO. 8919373.
[FOR HEARING TODAY. (12/23)

APPEAL NO. 89-249

4) RENE PEINADO, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 1, 1989, to
[Karen Montgomery, permit
[to Alter a Building at
[2154 Sutter Street.
[APPLICATION NO. 8811954.
[FOR HEARING TODAY. (12/24)

5) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

MEMBERS OF THE BOARD OF PERMIT APPEALS

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
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DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

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SPECIAL NOTES

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Robert H. Feldman
Executive Director
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MEETING OF THE BOARD OF PERMIT APPEALS

WEDNESDAY, DECEMBER 13, 1989

5:00 P.M., ROOM 282, CITY HALL

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Agenda

(1) **MATTERS FOR CONSIDERATION, REQUESTS FOR REHEARING AND OTHER CORRESPONDENCE.**

(2) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

(3) **APPEAL NO. 89-139**

FRANK YEE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[June 20, 1989, to
[Lino D'Silva, permit
[to Alter a Building
[at 1914 Clement Street.
[APPLICATION NO. 8815815.
[FOR FURTHER HEARING TODAY.

(4) **APPEAL NO. 89-243**

WILLIAM S. HANSON, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Denial on October 26, 1989,
[of Massage Establishment
[permit at 1172 Sutter Street
[dba "Nikki's Oriental Massage".
[FOR HEARING TODAY.

(5) **APPEAL NO. 89-251**

RAKESH SEHGAL, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on November 13,
[1989, of Driver Public
[Vehicle permit at 1200
[Minnesota Street, dba
["United Cab Company".
[FOR HEARING TODAY.

(6) **APPEAL NO. 89-255**

PERRY BOUSSINA, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on November 14,
[1989, of Dance Hall Keeper/
[Place of Entertaiment permit
[at 3231 Fillmore Street.
[FOR HEARING TODAY.

(7) **APPEAL NO. 89-257**

HA THI MANN, Appellant
vs.
POLICE DEPARTMENT, Respondent

[Revocation on November 14,
[1989, of Masseuse permit
[at 931 Kearny Street, dba
["Thailand Health Spa".
[FOR HEARING TODAY.

APPEAL NO. 89-252

(8) ROLANDO VICENTE, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Appealing for Refund
[of Penalty Imposed
[on November 16, 1989,
[for work done at
[107 Santa Rosa Ave.
[APPLICATION NO. 8817139.
[FOR HEARING TODAY.

APPEAL NO. 89-245

(9) JAMES CULP, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[October 23, 1989, to
[Liya Kath, permit
[to Alter a Building
[at 1259-61 Folsom St.
[APPLICATION NO. 8902619.
[FOR HEARING TODAY.

APPEAL NO. 89-250

(10) NEIGHBORS OF THE EXCELSIOR, Appellants
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 3, 1989, to
[Louis Stalcar, permit
[to Erect a Structure
[at 632 Persia Street.
[APPLICATION NO. 8810927.
[FOR HEARING TODAY.

APPEAL NO. 89-258

(11) ARTHUR R. CRESSEY, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent
CITY PLANNING APPROVAL

[Protesting issuance on
[November 16, 1989, to
[William O'Brien, permit
[to Demolish a Building
[at 200 Taraval Street.
[APPLICATION NO. 8915316.
[FOR HEARING TODAY.

APPEAL NO. 89-259

(12) CAROL S. DIETRICH, Appellant
vs.
DEPT. PUBLIC WORKS, Respondent

[Protesting issuance on
[October 16, 1989, to
[Earl Dennis, permit to
[Alter a Building at
[370-372 Lombard Street.
[APPLICATION NO. 8912396.
[FOR HEARING TODAY.

APPEAL NO. V89-254

(13) STOUFFER HOTEL COMPANY,
vs. Appellant
ZONING ADMINISTRATOR,
Respondent

[Protesting issuance on
[November 14, 1989, to
[Steven Weir, of Rear
[Yard Variance sought
[for property located
[at 897 California St.
[VARIANCE CASE NO. 88.761V.
[FOR HEARING TODAY.

(14) **Public Comment:** Presentation shall be limited to three (3) minutes for each speaker.

ESTHER Y. MARKS	PRESIDENT
VICTOR G. MAKRAS	VICE PRESIDENT
RALPH D. HOUSE	COMMISSIONER
PAUL H. MELBOSTAD	COMMISSIONER
BEVERLY J. PRIOR	COMMISSIONER

DORIS LEVINE - OFFICIAL COURT REPORTER - 456-9899

THE PRESIDING OFFICER WILL CALL A RECESS WHENEVER NECESSARY FOR THE CONVENIENCE OF THE HEARING REPORTER.

BOARD OF PERMIT APPEALS RULES, ARTICLE 1, SECTION 5

The order of presentation of an appeal shall be as follows: In the case of appeal of denials, revocations and suspensions the representatives of the department, board, commission or person from whose order the appeal is taken shall speak first and shall be allowed seven (7) minutes for thier presentation and three (3) minutes for rebuttal.

The appellant whose permit has been denied, revoked or suspended shall be allowed seven (7) minutes for oral argument and three (3) minutes for rebuttal.

In the case of protest appeals, the protestor shall speak first and shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal, and the permit holder shall be allowed seven (7) minutes to present oral argument and three (3) minutes for rebuttal. The Board may request a departmental response at its own discretion.

In cases of multiple appeals of the same departmental action or permit the appeals shall be joined and the appellants shall each be allowed seven (7) minutes to present oral arguments and three (3) minutes each for rebuttal and shall speak consecutively, and the permit holder shall be allowed seven (7) minutes for roal arguments and, for each appeal filed, three (3) minutes for rebuttal.

Other persons desiring to speak before the Board on an appeal may speak once for up to three (3) minutes.

Any written submittals must be received by the Board not later than five days before the appointed hearing, with copies of said written submittals received by the departmental representatives and other principals by the same day.

The Board shall consider the departmental letter deemed as read, and such must be received by the Board no later than two days prior to the appointed hearing.

Each member present at a meeting shall vote for or against the matter before them unless a commissioner is excused from voting by a motion adopted by a majority of the members present. (Amended April 20, 1988)

SPECIAL NOTES

Pursuant to the Board's Rules any written evidence or arguments in writing must be received by opposing parties and departments as well as by the Board not later than five days before the hearing.

Mailed notice of public hearings on appeals are sent to all parties at least five days prior to the date of hearing. In the event that a matter is continued to a specific date by the presiding officer and announced to the parties in the hearing room, no additional mailed notice will be sent. Please call the Board office at 554-6720 for scheduling or other information during regular business hours.

The complete Rules of the Board are available for review at the Board office.

REQUESTS FOR REHEARING

Written requests for rehearing must be filed within ten days from the date of a decision and may be filed only by principals in the appeal. See Article 5, Section 6 for complete rule on rehearings.

Robert H. Feldman
Executive Director
(415) 554-6720

City and County of San Francisco
BOARD OF PERMIT APPEALS
Room 154-A, City Hall
San Francisco, California 94102

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